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URBAN/MUNICIPAL

OCT-

AGENDAS/MINUTES OF THE
COUNCIL OF THE CORPORATION
OF THE CITY OF HAMILTON

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1989.

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK



CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1989 October 10
7:30 o'clock p.m.
Council Chambers, City Hall

A G E N D A

1. Opening Prayer

Father Constantine Marinos
St. Demetrios Greek Orthodox Church
22 Head Street

2. Proclamations

Native Awareness Days, 1989 October 12 to November 11

Canadian Football Hall of Fame Week, 1989 October 09 to October 15

3. Presentation

Fire Fighters Hospital Assistance Fund Committee

4. Minutes

1989 September 26

1989 October 03

URBAN MUNICIPAL

OCT 11 1989

GOVERNMENT DOCUMENTS

URBAN MUNICIPAL

OCT 11 1989

GOVERNMENT DOCUMENTS

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5. Petition and Correspondence
6. Reports of the Standing Committees - attached
 - (a) Co-ordinating Committee
 - (b) Transport and Environment
 - (c) Parks and Recreation Committee
 - (d) Planning and Development Committee
 - (h) Licencing Committee
7. Notice of Motion From Previous Meeting
Alderman Brian Hinkley
8. Notices of Motion for Next Meeting
9. First Reading of the Bills
10. Second Reading of the Bills - Committee of the Whole
11. Third Reading of the Bills
12. Question Period
13. Adjournment

M I N U T E S

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, SEPTEMBER 26, 1989
7:30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor.

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross,
Murray.

His Worship Mayor Robert M. Morrow called the meeting to order.

The Reverend James Styles, St. George's Anglican Church, led the Council in
prayer.

* * * * *

His Worship Mayor Robert M. Morrow read the following proclamation:

- (i) Tools for Peace Days, October 1, 1989 to November 15, 1989.

* * * * *

His Worship Mayor Robert M. Morrow made the following presentations:

- (i) Red Cross Blood Donor Challenge Plaque.
- (ii) 35 Year Service Presentations to Civic Employees.

* * * * *

His Worship Mayor Robert M. Morrow presented Civic Awards to:

- (i) Conqueror II Drum and Bugle Corps
- (ii) 1989 National Cyclecross Championship

* * * * *

The minutes of the meeting of August 29, 1989 and the special meeting of
September 8, 1989, were taken as read and approved.

* * * * *

Mr. B. Hubbard, President, Hamilton Central Market Stallholders' Association
thanked the members of Council for their support and presented each member with
a Central Market apron.

* * * * *

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Application from Falconstone Development Corp., c/o Joseph Falcone, 1282 Hammond Street, Burlington, Ontario, for a change in zoning, property located on the west side of Upper Wentworth Street and the north side of Stone Church Road East, dated August 29, 1989.
2. Application from Red-D-Mix Concrete Company, Division of Standard Aggregates, Box 65, Station "B", Hamilton, Ontario, for a change in zoning, property located at 1301-1315 Upper Wellington Street, dated September 6, 1989.
3. Application from 822827 Ontario Inc., 1 James Street South, Hamilton, Ontario, for a modification to the zoning, property located at 401 Rymal Road East, dated September 15, 1989.
4. Application from Siga Erickson, 302 Stone Church Road West, Hamilton, Ontario, for a change in zoning, property located at 302 Stone Church Road West, dated September 19, 1989.
5. Application from Henry, Voldersma, Shirley Joldersma, 311 Rymal Road East, Hamilton, Ontario, for a change in zoning, property located at 311 Rymal Road East, dated September 20, 1989.
6. Letter from Mr. E. A. Simpson, City Clerk, advising objection received to By-law Number 89-220, dated September 20, 1989. NO ACTION TAKEN.
7. Application from Jennie and Ernest Spenuk, 820 Rymal Road East, Hamilton, Ontario, for a change in zoning, property located at 820 Rymal Road East, dated September 21, 1989.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Drury in the chair.

* * * * *

(A) CO-ORDINATING COMMITTEE - SEVENTEENTH REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Merling.

RESOLVED: that Section 9 be referred back. -

YEAS: Aldermen Kiss, Hinkley, Copps, Jackson, Merling, Gallagher. - 6.

NAYS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Drury, Agostino, Lombardo, Smith, Ross, Murray. - 10. LOST.

* * * * *

Recorded vote on Subsection (a) of Section 9.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, Drury, Agostino, Lombardo, Ross, Murray. - 8.

NAYS: Aldermen Kiss, McCulloch, Hinkley, Copps, Smith, Jackson, Merling, Gallagher. - 8. LOST.

* * * * *

It was moved by Alderman Agostino and seconded by Alderman Jackson.

RESOLVED: that Section 1 of the FOURTEENTH Report, adopted by City Council July 24, 1989, reading as follows:

"1. That the City of Hamilton guarantee a surplus of \$1,000,000. (One Million Dollars) to the Canadian International Hockey Committee for the 1991 World Junior Hockey Championship Tournament Bid with such surplus defined in accordance with the revenue and expenditure descriptions, as outlined in the City of Hamilton's bid to host this event and that the amount payable (if any) in accordance with these financial arrangements be financed from the Reserve for Contingencies.

NOTE: The HECFI Board of Directors approved this recommendation at its meeting held July 21, 1989.

Mr. Brent Ladds, President of the Ontario Hockey League, and Mr. Dave Draper, General Manager of the Hamilton Dukes, appeared at the HECFI Board meeting on July 21, 1989, advising that the City of Saskatoon had, as part of its bid for the tournament, guaranteed \$1,000,000. towards the net revenue of the tournament, and that the City of Hamilton may wish to consider matching the bid.

While the maximum liability is stated at \$1,000,000., the surplus (as defined) for this event is projected to be \$1,538,180., assuming full capacity at each game. If the surplus is in excess of \$1,000,000. the City will have no obligation. If the surplus falls below the \$1,000,000., say, \$800,000., the City would be responsible for the \$200,000. short-fall." - be reconsidered.

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Agostino, Smith, Jackson. - 9.

NAYS: Mayor Morrow; Aldermen McCulloch, Lombardo, Merling, Gallagher, Ross, Murray. - 7. CARRIED.

* * * * *

It was moved by Alderman Agostino and seconded by Alderman Jackson.

RESOLVED: that Section 1 of the FOURTEENTH Report, adopted by City Council July 24, 1989, reading as follows:

- "1. That the City of Hamilton guarantee a surplus of \$1,000,000. (One Million Dollars) to the Canadian International Hockey Committee for the 1991 World Junior Hockey Championship Tournament Bid with such surplus defined in accordance with the revenue and expenditure descriptions, as outlined in the City of Hamilton's Bid to host this event and that the amount payable (if any) in accordance with these financial arrangements be financed from the Reserve for Contingencies.

NOTE: The HECFI Board of Directors approved this recommendation at its meeting held July 21, 1989.

Mr. Brent Ladds, President of the Ontario Hockey League, and Mr. Dave Draper, General Manager of the Hamilton Dukes, appeared at the HECFI Board meeting on July 21, 1989, advising that the City of Saskatoon had, as part of its bid for the tournament, guaranteed \$1,000,000. towards the net revenue of the tournament, and that the City of Hamilton may wish to consider matching the bid.

While the maximum liability is stated at \$1,000,000., the surplus (as defined) for this event is projected to be \$1,538,180. assuming full capacity at each game. If the surplus is in excess of \$1,000,000. the City will have no obligation. If the surplus falls below the \$1,000,000., say, \$800,000., the City would be responsible for the \$200,000. short-fall.", be NOT adopted and deleted from the City's bid to host this event. -

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Agostino, Smith, Jackson. - 9.

NAYS: Mayor Morrow; Aldermen McCulloch, Lombardo, Merling, Gallagher, Ross, Murray. - 7. CARRIED.

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(B) TRANSPORT AND ENVIRONMENT COMMITTEE - FIFTEENTH REPORT.

Recorded vote on Subsection (d) of Section 6.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Hinkley, Drury, Copps, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 15.

NAYS: Alderman Kiss. - 1. CARRIED.

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The recommendation of the Co-Ordinating Committee on
Section 7 was carried.

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The recommendation of the Co-Ordinating Committee on
Section 8 was carried.

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The recommendation of the Co-Ordinating Committee on
Section 9 was carried.

* * * * *

It was moved by Alderman Merling and seconded by Alderman
Ross.

RESOLVED: that the following be added as Section 33:

"33. a) That a "No Parking 8:00 a.m. to 4.00 p.m.
Monday to Friday" regulation be implement-
ed on the south side of Roxborough Avenue
from Graham Street North to Houghton Avenue
North; and

b) That the City Traffic By-law 89-72 be
amended accordingly." - CARRIED.

* * * * *

(C) PARKS AND RECREATION COMMITTEE - EIGHTEENTH REPORT.

The recommendation of the Co-Ordinating Committee on Section 9
was carried.

* * * * *

The recommendation of the Co-Ordinating Committee on Section 10
was carried.

* * * * *

Recorded vote on Section 15.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch,
Hinkley, Drury, Agostino, Lombardo, Merling, Gallagher,
Ross, Murray. - 13.

NAYS: Aldermen Copps, Smith, Jackson. - 3. CARRIED.

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(D) PLANNING AND DEVELOPMENT COMMITTEE - TWENTY-FIRST REPORT.

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(D) PLANNING AND DEVELOPMENT COMMITTEE - TWENTY-SECOND REPORT.

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(E) LEGISLATION COMMITTEE - THIRTEENTH REPORT.

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(E) LEGISLATION COMMITTEE - FOURTEENTH REPORT.

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(F) PERSONNEL COMMITTEE - THIRTEENTH REPORT.

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(F) PERSONNEL COMMITTEE - FOURTEENTH REPORT.

It was moved by Alderman Hinkley and seconded by Alderman Jackson.

RESOLVED: that Section 1 be amended by adding the following as Sub-section (b):

"(b) That the following Members of City Council be appointed to this Special Purpose Committee:

Alderman Wm. McCulloch
Alderman F. Lombardo
Alderman J. Gallagher
Alderman H. Merling
Alderman D. Ross" - CARRIED.

* * * * *

(G) FINANCE COMMITTEE - SIXTEENTH REPORT.

It was moved by Alderman Ross and seconded by Alderman McCulloch.

RESOLVED; that Section 13 be referred back. - CARRIED.

* * * * *

(H) CITY OF HAMILTON LICENSING COMMITTEE - FOURTH REPORT.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that Alderman Copps be appointed Acting Mayor for the month of October, 1989. - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 16.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a first time:

A-25, A-26, A-27, A-28, A-29,
B-100, B-101, B-102, B-103, B-104, B-105, B-106, B-107,
B-108, B-109, B-110,
C-2,
D-102, D-103, D-104, D-105, D-106, D-107, D-108, D-109,
D-110, D-111, D-112, D-113,
E-5 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 16.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Drury in the chair.

A-25, A-26, A-27, A-28, A-29,
B-100, B-101, B-102, B-103, B-104, B-105, B-106, B-107,
B-108, B-109, B-110,
C-2,
D-102, D-103, D-104, D-105, D-106, D-107, D-108, D-109,
D-110, D-111, D-112, D-113,
E-5 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 16.

NAYS: 0 - CARRIED.

* * * * *

Consideration of the Bills (Second Reading).

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole (Second Reading) on the Bills be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 16.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a third time:

A-25, A-26, A-27, A-28, A-29,
B-100, B-101, B-102, B-103, B-104, B-105, B-106, B-107,
B-108, B-109, B-110,
C-2,
D-102, D-103, D-104, D-105, D-106, D-107, D-108, D-109,
D-110, D-111, D-112, D-113,
E-5 -

YEAS: Mayor Morrow; Alderman Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 16.

NAYS: 0 - CARRIED.

* * * * *

NOTICE OF MOTION

Alderman Hinkley gave notice that he would move the following Notice of Motion at the next regular meeting of City Council.

RESOLVED: that the Report entitled "A Proposal to Increase Committee Efficiency and Reduce Costs at City Hall" be adopted.

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City Council adjourned at 10.15 o'clock, p.m.

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MEETING OF HAMILTON CITY COUNCIL
TUESDAY, OCTOBER 3, 1989
7.15 O'CLOCK, P.M.

Special meeting of City Council called at the direction of His Worship
Mayor Robert M. Morrow.

PRESENT: Alderman G. Copps, Acting Mayor

Aldermen Cooke, Kiss, Agro, Hinkley, Christopherson, Agostino,
Lombardo, Smith, Jackson, Ross, Murray.

The Clerk read the notice calling the meeting.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Murray.

RESOLVED: that leave be granted to introduce the following Bill:

Bill D-117 - A By-law to Amend Zoning By-law No. 6593 Respecting
Lands Located at Municipal Nos. 1124 and 1136 Rymal
Road East. -

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson,
Agostino, Lombardo, Smith, Jackson, Ross, Murray. - 13.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Murray.

RESOLVED: that Bill No. D-117 be now read a first time.

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson,
Agostino, Lombardo, Smith, Jackson, Ross, Murray. - 13.

NAYS: 0 - CARRIED.

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It was moved by Alderman Cooke, seconded by Alderman Murray, and carried, that
Council move into Committee of the Whole (second reading) to consider the
following Bill, with Alderman Copps in the chair.

D-117

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson,
Agostino, Lombardo, Smith, Jackson, Ross, Murray. - 13.

NAYS: 0 - CARRIED.

Consideration of the Bill (second reading).

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Murray.

RESOLVED: that the Report of the Committee of the Whole on the following Bill:

D-117,

be, and the same is hereby adopted. -

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Ross, Murray. - 13.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Murray.

RESOLVED: that the following Bill be now read a third time:

D-117,

YEAS: Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Ross, Murray. - 13.

NAYS: 0 - CARRIED.

* * * * *

City Council adjourned at 7.25 o'clock, p.m.

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REPORT OF THE CO-ORDINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Co-ordinating Committee presents its EIGHTEENTH Report for 1989 and respectfully recommends:

1. (a) That the Red Hill Library expansion project be proceeded with at an estimated cost of \$274 000 as provided for in the 1989 portion of the 1989 - 1993 Capital Budget.
- (b) That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval to finance this project at an estimated cost of \$274 000, with no eligible subsidies, by the issuance of debentures for a period not to exceed 20 years, recoverable from the mill rate levied on all rateable property and further that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$274 000 for a term not to exceed 20 years.

NOTE: This capital project was approved by the Hamilton Public Library Board at its meeting on September 18, 1989.

The project provides for the expansion of the existing library facility located at 895 Queenston Road from 4 760 square feet to 11 760 square feet.

2. That the letter dated October 04, 1989 from the Honourable Benoit Bouchard, Minister of Transport, respecting VIA Rail's 5 year Corporate Plan appended hereto as Schedule "A", be received.

NOTE: A copy of the consultant's report entitled "Review 89" referred to in the Minister's letter is available for perusal by the Members of Council, from the Secretary, Co-ordinating Committee.

Previously forwarded to the Members of City Council were copies of the Minister's press announcement and information kit. Additional copies if required, are available from the Secretary, Co-ordinating Committee.

3. That leave be granted to introduce the following Bill:

(a) Bill A-30

A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR R. M. MORROW
CHAIRMAN
CO-ORDINATING COMMITTEE

J. J. Schatz, Secretary
1989 October 5

mjw

OCT 05 1989

Minister of Transport



Ministre des Transports

Schedule "A" as referred
to in Section 2 of the
Eighteenth Report of the
Co-ordinating Committee

OCT - 4 1989

His Worship Mayor Robert Morrow
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

Further to our meeting of June 19, 1989 on rail passenger services, I wanted to advise you of the federal government's decision concerning VIA's 5 year Corporate Plan. The Plan provides for a national, affordable, sustainable rail passenger network in Canada. A public information package on the decision is enclosed.

Over the course of the past several months, I have received representations from many individual Canadians, interest groups, provincial governments, and mayors such as yourself. I have met with you and with many other people and have paid close attention to all concerns and suggestions for improving VIA's performance.

The new national network strikes a balance between the transportation needs of Canada and fiscal realities. VIA will continue to provide service to truly isolated communities with no alternative means of transportation. The new network will also continue to link Canadians from Halifax to Vancouver and it will continue to serve the Quebec-Windsor Corridor effectively.

As I have stated on other occasions, I will welcome proposals for transfers of any rail passenger service to third parties and proposals concerning new technology. The federal government will do all it can within its means to assist any valid and financially sound initiatives.

.../2

The government's decision is not expected to have a measurable impact on the environment or on other transportation modes since VIA ridership represents only three per cent of all intercity travel in Canada and the majority of VIA's customers are served in the Quebec-Windsor Corridor.

Enclosed for your information is a copy of "Review 89", a consultant study commissioned by VIA in 1987, which was considered by the government and the Crown corporation in reaching these decisions.

Your views and those of the other mayors assisted the government in reaching its decision.

With every best wish.

Yours sincerely,

A handwritten signature in dark ink, appearing to read 'Benoît Bouchard'. The signature is fluid and cursive, with a large loop at the end.

Benoît Bouchard

Enclosures

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its SIXTEENTH Report for 1989 and respectfully recommends:

1. That purchase orders be issued for the supply and delivery of Adjustable Face Traffic and pedestrian Signal Heads, Traffic Department, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders as follows:

Fortran, Scarborough

Approximately 50 Adjustable Face Non-Ferrous Pedestrian Signal Heads	\$190 each
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Econolite, Scarborough

Approximately 50 Adjustable Face Polycarbonate Traffic Signal Heads	\$230 each
--	------------

Provincial sales tax extra at 8%

NOTE: 1. Lowest of two (2) tenders received.
2. Lowest of three (3) tender received. Funds provided in Signals
Material Account No. CH56152 75999

2. (a) That the Director of Property be authorized to negotiate with the following owners for acquisition of a portion of their lands required for the extension of Forbes Avenue in the Blossom Estates Subdivision, in order to implement the approved Kernighan Neighbourhood Plan. The necessary expenditures are to be charged to Account No. CH5X003 00102.

Roman Catholic Separate School Board 90 Mulberry Street	Part 2, Plan 62R-10161
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Ms. Stefana Russo Ms. Paola Pasinato 201 Stone Church Road West	Part 3, Plan 62R-10161
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Mr. & Mrs. Janko Vranesevich 347 Queen Victoria Drive	Part 4, Plan 62R-10161.
--	-------------------------

Bernardo DiVincenzo
Luigi DiVincenzo
Frank Testa
c/o Mr. Nick Zaffiro
Agro, Zaffiro, Parente,
Orzel & Baker
100 Main Street East

Part 5, Plan 62R-10161

- (b) That in the event the Director of Property is unsuccessful in negotiating the purchase of the required lands on or before January 17, 1990, the City Solicitor be authorized and directed to initiate expropriation proceedings, and, the Director of Property be authorized to retain an independent fee appraiser to prepare an appraisal of market value. The costs are to be charged to Account No. CH5X003 00102.
3. (a) That the local Approvals Branch of the Ministry of the Environment (MOE) be informed that:
- i. The City of Hamilton has no objection to Sanexen International Inc. carrying out PCB decontamination of 10,000 litres of PCB contaminated transformer oil at Hamilton Hydro's 416 Aberdeen Avenue facility in Hamilton provided that all environmental safeguards are implemented to the satisfaction of the Ministry and that all applicable City of Hamilton and Regional By-laws are complied with fully;
 - ii. If provision has not been made by the MOE to advise the area residents of the proposed work to be carried out at 416 Aberdeen Avenue, Sanexen International Inc. will carry out the necessary notification of area residents; and
 - iii. The 30 day notification period that is normally required after a Certificate of Approval is issued be waived so that the proposed work can be carried out as scheduled.
- (b) That Sanexen International Inc. be permitted to park the two PCB Decontamination Trailers in the alley between Homewood Avenue and Aberdeen Avenue from Dundurn Street to 150 feet easterly.
- (c) That the City of Hamilton Traffic Department be requested to provide appropriate traffic control standards for this project.

4. That the Local Approvals branch of the Ministry of the Environment be informed that:
- (a) The City of Hamilton supports the proposal of Hotz and Sons Company to establish and operate a Transfer and Materials Recovery Station at 30 Landsdowne Avenue in Hamilton for purposes of receiving, segregating, recycling and disposing various industrial non-hazardous wastes from within the Hamilton-Wentworth Region, provided that all By-laws and environmental and operational safeguards normally associated with this type of activity are implemented to the satisfaction of the Ministry of the Environment, City of Hamilton, and Regional Government.
 - (b) The City of Hamilton is of the opinion that if all the By-laws are complied with, that an Environmental Assessment Hearing is not necessary. However, should the Minister of the Environment or his official representative deems a hearing to be necessary, the City will support his wishes.
5. That the closure of Catherine Street South from Main Street East to King Street East from 9:45 a.m. to 12:00 noon on Saturday, November 18, 1989, in order that the Hamilton Santa Claus Parade Committee may hold a Santa Claus Parade be approved during the pleasure of City Council provided:
- (a) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
 - (b) That temporary road closure signs be installed one week in advance by the City of Hamilton Traffic Department on the affected roadways, at the expense of the organizing group;
 - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
 - (d) That the applicant provide proof of \$2 000 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses and loss;
 - (e) That the applicant reimburse the Regional Police, Department of Engineering, City of Hamilton Traffic Department, and any other agency for any costs incurred by these agencies as a result of this event.

- (f) That no property owner or resident within the barricaded area will be denied access to their property upon request.
 - (g) That all property owners and tenants along the closed portion of the route be notified of the parade by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering.
6. (a) That the City's share of the cost of catchbasins, curbs, sidewalks and final roads for "Gurnett Estates - Phase 3" be increased by \$7 250 to \$72 018.04; and
- (b) That the Co-ordinating Committee recommend the source of funding for these additional costs.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT
THE CITY'S SHARE OF SERVICES TO BE INSTALLED
IN "GURNETT ESTATES" IN THE GROSS AMOUNT OF
\$7 250 BE FINANCED FROM THE RESERVE FOR CITY'S
SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS.

7. (a) That an amount of \$30 000 be approved for additional work for the reconstruction of the Mountain Park Avenue Bridge over the Sherman Cut.
- (b) That the Co-ordinating Committee recommend the method of financing the additional cost.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT THE
ADDITIONAL COST OF RECONSTRUCTING MOUNTAIN PARK
AVENUE BRIDGE, IN THE GROSS AMOUNT OF \$30 000 BE
FINANCED FROM THE SURPLUS OF THE 1988 RECONSTRUCTION
ACCOUNT.

8. That the action of the Commissioner of Engineering in approving to the application of Craig Rosalt on behalf of the Amity/Goodwill Industries to close King William Street, between Wellington Street and Ferguson Avenue, from 2:30 p.m. to 4:00 p.m. on Monday, October 2, 1989, in order that The Amity Goodwill Industries could hold a ribbon cutting ceremony be approved during the pleasure of City Council provided:
- (a) That the applicant receive "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;

- (b) That temporary road closure signs be installed one week in advance by the City of Hamilton Traffic Department on the affected roadways, at the expense of the organizing group;
 - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the City;
 - (d) That the applicant provide proof of \$1 000 public liability insurance, naming the City as an added insured party with a provision for cross liability, and holding the City harmless from all actions, causes of actions, interests, claims, demands, costs, damages, expenses and loss;
 - (e) That the applicant reimburse the Regional Police, Department of Engineering, City of Hamilton Traffic Department, and any other agency for any costs incurred by these agencies as a result of this event.
 - (f) That no property owner or resident within the barricaded area will be denied access to their property upon request.
 - (g) That all property owners and tenants along the closed portion of the route be notified of the ceremony by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering.
9. (a) That one-half of the cost of a board fence up to a maximum of \$800 being one-half the estimated cost of a 1.5m chain link fence, be reimbursed to Mr. G. W. Shaw, the owner of 50 Fiona Crescent, upon satisfactory erection of the fence and submission of the paid invoices.
- (b) That the Co-ordinating Committee recommend the method of financing.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT
THE CITY'S SHARE IN THE GROSS AMOUNT OF \$800
BE FINANCED FROM THE RESERVE FOR CITY'S SHARE
OF SERVICES THROUGH UNSUBDIVIDED LANDS.

10. That the City Solicitor be authorized and directed to prepare a By-law to incorporate Part 19, Plan 62R-6257 into Queen Victoria Drive.

NOTE: All costs for services have been paid to both the City of Hamilton and the Regional Municipality of Hamilton-Wentworth. The City of Hamilton is the owner of Part 19, Plan 62R-6257 and it is necessary that this part be incorporated into Queen Victoria Drive to provide access to and from a recently registered subdivision abutting and to the east (commonly known as Loconder Gardens) registered as Plan 62M-572.

11. That the City Solicitor be authorized and directed to prepare a By-law to incorporate Part 20, Plan 62R-6257 into Quaker Crescent.

NOTE: All costs for services have been paid to both the City of Hamilton and the Regional Municipality of Hamilton-Wentworth. The City of Hamilton is the owner of Part 20, Plan 62R-6257 and it is necessary that this part be incorporated into Quaker Victoria Drive to provide access to and from a recently registered subdivision abutting and to the east (commonly known as Loconder Gardens) registered as Plan 62M-572.

12. That the City Solicitor be authorized and directed to prepare a By-law to incorporate Part 3, Plan 62R-9377, part of Part 2, Plan 62R-9377 fronting lots 17, 18, 19, 20, 21, 22 and 23 on Plan 62M-605 and Part 2, Plan 62R-9553 fronting lots 17, 24, 25, 26, 27 and Block 28 on Plan 62M-605 into RoyalVista Drive and Rita Avenue respectively.

NOTE: All costs for services have been paid to both the City of Hamilton and the Regional Municipality of Hamilton-Wentworth. The City of Hamilton is the owner of all of Parts 2 and 3 on Plan 62R-9377 and Part 2 on Plan 62R-9553. At present, most of these 0.300 metre unincorporated reserves, block access between newly registered subdivision plan 62M-605 known also as Bentwood Place and abutting streets Rita Avenue and RoyalVista Drive.

13. That the application of Mr. John Nolan, Solicitor, on behalf of the present owner of 105 Aberdeen Avenue to retain the inadvertent encroachment consisting of Concrete Steps measuring 6.45 ft. x 8.00 ft. be approved during the pleasure of Council provided:

- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
- (b) That a first year fee of \$125 and subsequent annual fee of \$20 be set for this privilege.

- (c) That the Mayor and City Clerk, be authorized to sign and execute all necessary documents to implement this agreement.
14. That the application of Mr. J. Ingrassia, Solicitor, on behalf of the present owner of 423 Cumberland Avenue to retain the inadvertent encroachment consisting of a frame garage measuring 4.5m (15') x 5.50m (18.34') and 7.2m (24') x 5.13m (17.1') and a frame dwelling measuring 0.08m (0.27') x 11.20m (37.32') x 0.04m (.13').
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125 and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor and City Clerk, be authorized to sign and execute all necessary documents to implement this agreement.
15. That the application of Mr. N. White, Solicitor, on behalf of the present owner of 35 Baker Street to retain the inadvertent encroachment consisting of concrete porch steps measuring 11.2' (3.36m) x 3.46' (1.04m) be approved during the pleasure of Council provided:
- (a) That the owner enter into an agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125 and subsequent annual fee of \$20 be set for this privilege.
 - (c) That the Mayor and City Clerk, be authorized to sign and execute all necessary documents to implement this agreement.
16. That reference to charitable, community or philanthropic undertakings or events be re-inserted in the condition and requirements for banner installations across Main Street as originally approved by City Council on October 29, 1985 in adopting Section 27 of the EIGHTEENTH Report of the Transport and Environment Committee.

17. (a) That the Children's Aid Society of Hamilton-Wentworth be permitted to display a promotional banner across Main Street West in front of City Hall, from Monday, May 7, 1990 to May 14, 1990, with the following message:

"Salute to Foster Parents"

- (b) That the Winona Peach Festival be permitted to display a promotional banner across Main Street West in front of City Hall, from Monday, August 20, 1990 to Monday, August 27, 1990, with the following message:

"Winona Peach Festival August 24, 25, 26"

18. That CP Rail be requested to agree to a prohibition of the sounding of railway engine whistles at the Camco Siding crossing of the Highway 403 ramps west of Aberdeen Avenue and Longwood Road, and Greenhill Avenue south of King Street, Welland Subdivision, mileage 31.97.

19. (a) That northbound and southbound traffic on Ironwood Crescent/Rutledge Court be required to stop for eastbound and westbound traffic on Independence Drive; and
- (b) That northbound traffic on Rupert Court be required to stop for eastbound and westbound traffic on Rushdale Drive; and
- (c) That City Traffic By-law 89-72 be amended accordingly.

20. (a) That a no stopping regulation be implemented on the north side of Jay Street from Goldfinch Road to a point 58 feet easterly therefrom; and
- (b) That a no stopping regulation be implemented on the north side of Jay Street from Goldfinch Road to a point 50 feet westerly therefrom; and
- (c) That City Traffic By-law 89-72 be amended accordingly.

21. (a) That the existing 25 foot no stopping regulation on the east side of Princeton Drive, south of Morningside Drive be extended such that the regulation extends to a point 99 feet south of Morningside Drive and
- (b) That City Traffic By-law 89-72 be amended accordingly.

22. That the Director of Traffic Services be authorized to issue one time limit exemption permit to Mr. Drumm, 2005 - 160 Market Street.
23. (a) That a parking prohibition be implemented on the south side of Morley Street commencing at a point 185 feet east of Parkdale Avenue and extending to a point 176 feet easterly therefrom; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
24. (a) That parking be prohibited on the north side of Rebecca Street from 237 feet east of Mary Street to a point 57 feet easterly therefrom; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
25. That the Traffic Department be authorized to purchase electronic measuring equipment for the evaluation of "No Passing Zones" painted on the roadway to a maximum cost of \$35 250, subject to the full cost of the equipment being recovered in 1989 from the Region.
26. That Hamilton Hydro be requested to regularly inspect residential streets in the City of Hamilton, for hydro lines that do not meet the minimum 18 foot height requirement as specified in the City of Hamilton Streets By-law 86-77.

NOTE: An increasing number of complaints have been received relating to private hydro lines being torn down by trucks using residential streets.

27. (a) i. That the City Solicitor be authorized to make an application to District Court Judge under Section 82 of the Registry Act, R.S.O. 1980 for an order to stop-up and close the first alley north of McAnulty Boulevard from the west side of Kenilworth Avenue North to the North/South alley.
- ii. That the Commissioner of Engineering be authorized and directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed.
- iii. That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor, and that the applicant be responsible for all fees payable in District Court.

- iv. That the applicant register a reference plan under the Registry Act said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the regional surveyor, and to delineate the manner in which the closed portion is to be distributed among the abutting owner(s), and that the applicant deposit a reproducible copy of said plan with the Regional Surveyor.
 - v. That the Commissioner of Engineering be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of the Regional Municipality of Hamilton-Wentworth Act.
 - vi. That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners.
 - vii. That the Director of Property be authorized to convey the 1' Reserve adjacent to the south limits of municipal number 433 Kenilworth Avenue North to the abutting owner;
- (b) Provided the Judge's Order to close the highway is granted:
- i. That the City Solicitor be directed to prepare a by-law for the sale of the closed highway to the abutting owner(s).
 - ii. That the City Clerk be directed to publish a notice pursuant to Section 301 of the Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.

28. That leave be granted to introduce the following Bills:

- (a) B-111 By-law to close a portion of Rupert Court shown as Parts 1, 2 and 5 on Plan 62R-10430, and to authorize the sale of Parts 1 and 2 on Plan 62R-10430
- (b) B-112 By-law to designate Parts 4 and 5, Plan 62R-10430, Part of Rupert Court Extension, as a Public Walkway and To Repeal By-law No. 89-239
- (c) B-113 By-law to close and retain Holly Avenue, from McAnulty Boulevard to the C.N.R. right-of-way shown as Parts 1 to 5 on Plan 62R-10453
- (d) B-114 By-law to close and retain a portion of Beach Road in area of CN/CP Industrial Lead Crossing shown as Parts 1, 2 and 3 on Plan 62R-9714
- (e) B-115 By-law to Incorporate Part 1, Plan 62R-10545 into Albright Road

- (f) B-116 By-law to Amend By-law 89-72 to Regulate Traffic
- (g) B-117 By-law to Amend By-law 89-72 to Regulate Traffic

RESPECTFULLY SUBMITTED,

Robert C. Prowse,
Secretary

ALDERMAN D. CHRISTOPHERSON, ACTING CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

/lp

1989 October 02

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its NINETEENTH Report for 1989 and respectfully recommends:

1. That the LaSalle Park Marina Association be permitted to moor its Wavebreaker in the water of the former Lax Property lagoon, from November, 1989 to March 1990, subject to an agreement being entered into between the City of Hamilton and the LaSalle Park Marina Association, satisfactory to the Acting City Solicitor.

NOTE: This agreement shall be for one season only. Should the LaSalle Park Marina Association wish to use the City's facilities in subsequent years, further applications to the Parks and Recreation Committee will have to be made.

2. That the Municipal Arts Policy for the City of Hamilton, appended hereto as Schedule "A", be adopted.
3. That an Option to Purchase executed by Mohammed Rafique and Shaheen Rafique on September 26, 1989 and scheduled for closing on December 1, 1989 be approved and completed.

NOTE: The subject parcel is part of Lot 29, Concession 3, in the Township of Saltfleet, now in the City of Hamilton, known as Municipal No. 2644 King Street East, having a frontage of 12.69 metres (41.67 feet) on the southern limit of King Street East and containing 582.2 square metres (6,268 square feet). The purchase price of \$120 000 is to be charged to Account No. CH0X306 00201.

4. That the lease with Ron Lee Holdings, operating as Honda Downtown for the use of City lands at 56 Elgin Street, be terminated as of October 1, 1989.

NOTE: The above noted property containing 11,808 square feet was purchased by the City to form part of the future Beasely Park. As the vacant land has not been required for parks purposes as of yet, it has been leased to Ron Lee Holdings since 1981 for vehicle storage. However, due to recent plans Ron Lee Holdings will no longer be requiring the use of this property.

5. That the Terms of Reference for the Recreational Programming Analysis appended hereto as Schedule "B", be approved for review during the Fall and Winter of 1989-90.

6. That the Director of Culture and Recreation be authorized to approve reoccurring events and programs taking place on city property which meet municipal regulations and do not require any special consideration beyond approval of Parks By-law No. 77-221.

NOTE: A variety of events and programs are approved at the Parks and Recreation Committee which are reoccurring and annual in nature. These programs include approvals for musicals, dance groups, barbecues, sleigh rides and special events. These events carry the required liability insurance, financial coverage and have responsible leadership.

7. That the base rate for co-op pre-school programs operated in the city-owned recreation facilities be three dollars per half (1/2) day.

NOTE: Co-op pre-school programs are operated at Sir Allan MacNab, Sir Wilfrid Laurier, and Huntington Park Recreation Centres. Three different rates were being charged for room use and have not been reviewed for over five years. These rates have now been reviewed at a meeting with representation from each pre-school group at which time the fairest formula was determined.

RESPECTFULLY SUBMITTED,

Robert C. Prowse,
Secretary

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

/lp

1989 October 03

POLICY FOR THE ARTS

Corporation of the City of Hamilton

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1.0 PHILOSOPHICAL PREAMBLE

From times of pre-history to the present, the artistic expressions of man have sought to interpret and define many components of a life experience, such as perceptions, emotions, dreams and aspirations. Artists as a group have been viewed as those whose sensitivity to their environment, whose ability to create symbols which articulate universal experiences, made them valued members of their societies. But their particular style of communication could not exist in a vacuum. It required the attention, the recognition, the acceptance and the participation of those members of the community who were not artists, but rather the audience. The relationship of these two integral parts of the creative experience has, and continues to be, an essential ingredient in the life of any community.

In an age of sophisticated technology and consumer-based economies, western civilization is in increasing danger of relegating the creative process to a minor role in the general scheme of things. It would appear that the products of artists can most easily be accepted if they represent a profitable commercial experience. In many instances, and increasingly in this decade, the commercial viability of the arts has been recognized as a notable contribution to the economies of western nations. This development does give the arts an acceptable aura of credibility, a "reason for being" in contemporary terms. However, to those directly involved in arts occupations, the essence of creativity, of artistic expression in a wide variety of mediums, will only ever be justified in terms of the necessity of man's continuing attempts to understand himself and his world and to relate to his fellowmen. This ancient pre-occupation, as relevant today as it was thousands of years ago, and

of inestimable value to the well-being of the community, deserves our attention, our support, and our best efforts to ensure a nurturing environment for an ongoing journey of exploration and discovery which provides us with contemporary definitions of who we are and what we might become.

2.0 BACKGROUND

2.1 General Statement

Over many years, members of Hamilton's arts community have provided the City with a rich mix of cultural experiences. This has been made possible through the efforts of artists, audiences, patrons, volunteer workers and government. Artists and arts organizations in Hamilton have traditionally produced high quality work in spite of a variety of limitations. The work of many of them is recognized on national and international levels. In many instances proximity to Toronto has afforded them additional and necessary opportunities for professional development in educational venues and through exposure to larger audiences. A number of our artists have consequently left Hamilton. Others have chosen to remain, facing challenges on a continuing basis which are a characteristic part of producing art in this community.

While the general goals towards which artists in all disciplines strive are the same, there has existed a lack of cohesiveness which an arts community must display in order to effectively promote itself and thrive. Most artists and arts organizations work in relatively isolated situations. In many instances there is no common voice and co-operative attempts to solve problems or to launch projects are conducted in small, short-lived cadres.

The conduct of our arts community's business has existed outside of any formal protective or nurturing structure such as that now enjoyed by the educational and library systems. In view of current action in a growing number of Canadian cities to formalize their municipal arts roles and to encourage partnerships in arts support at the City and other government levels, it is timely that the City of Hamilton provide leadership in this regard.

We have benefitted from examples of co-operative actions initiated by other cities, but in the final analysis each community must consider its own unique strengths, weaknesses, needs and talents in order to enhance its own potential as a desirable living environment and to map a plausible future for its citizens.

2.2 Arts Task Force

A Culture and Recreation Master Plan Report, developed by Dutoit and Associates, was accepted by City Council in May 1985. In response to the Master Plan's discussion of the importance of the establishment of a "Municipal Arts Policy", an Arts Task Force under the chairmanship of Mr. Ken Brown began its work in January 1986. This sixty-member team, representing a broad cross-section of the arts community, drafted a report detailing nineteen recommendations for the arts. These recommendations dealt with Funding, Facilities, Roles and Responsibilities, and Promotion.

2.3 Arts Advisory Sub-Committee

Recommendation One of the Arts Task Force, advocated the organization of the Arts Advisory Sub-Committee which would report to the Parks and Recreation Committee. Members for this Sub-Committee came from the Arts Task Force membership and applications were accepted in response to a published call. The Sub-Committee began to meet on a monthly basis in November 1987. Its mandate was to develop a Municipal Arts Policy using the nineteen recommendations as guidelines.

2.4 Arts Co-Ordinator

Recommendation Two, concerning the hiring of an Arts Co-Ordinator, was acted on by the Culture and Recreation Department in August 1988. Over the initial contract period of one year, the Arts Co-Ordinator worked with the Arts Advisory Sub-Committee in the drafting of the Policy.

2.5 Summary Statement

While it is in many circumstances desirable to have a comprehensive cultural policy, this Policy does not address Heritage or Multicultural issues. The chosen focus is on the arts in Hamilton.

The following document represents the results of co-operative efforts over the past five years by the Department and the community to articulate direction and strategies for arts recognition and support, on a formal basis, for the City of Hamilton. It is felt that the principles and spirit of the Policy reflect a constructive approach to the ongoing improvement of our City's image, its quality of life, and significant contribution to a diversified economic base.

2.6 DEFINITIONS

For the purposes of this policy document, the following definitions have been used:

CULTURE: "A state of civilization; its conventions and customs; embracing both arts and heritage." 1

ARTS: "The arts collectively may be defined as those activities and works which reflect the creative experience. Such creativity may be expressed as an individual or as part of a group but it is essential that the imagination of the participant and audience be challenged." 2

"Arts includes but is not limited to: music drama, folk art, creative writing, architecture and allied fields, painting, sculpture, photography, graphic and craft art, industrial design, motion picture, television, radio, tape and sound recording, the arts related to presentation, form, execution, exhibition.... and the study and application of the arts to the human environment." 3

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1. Webster's Dictionary
 2. Culture & Recreation Master Plan, Dutoit and Associates, 1985, p.20
 3. Public Law #209 of the 89th United States Congress establishing the National Foundation for the Endowment of the Arts and Humanities, Section 3b

3.0 POLICY

3.1 Principles

The development of an arts policy for Hamilton was shaped by the following five major considerations:

Partnerships

The City of Hamilton recognizes that it is one agency among many, that it shares responsibility for local arts development, and acknowledges that co-operation with its partners would be in the best interests of all concerned.

Excellence

The City of Hamilton encourages the pursuit of excellence in the creative efforts of individuals and organizations at all levels of artistic activity.

Awareness and Appreciation

The City of Hamilton has a responsibility for enhancing and facilitating the general public's awareness of, and appreciation for, the local arts environment.

Fiscal Responsibility

The City of Hamilton supports all efforts to address the issue of responsible financial management and planning on the part of the arts community in the conduct of its business.

Access

The City of Hamilton has a role in ensuring public access to arts activities, services and venues.

3.2 Mission Statement

The City of Hamilton will promote an environment for its citizens which encourages processes leading to creative achievements; which provides access to artistic experiences; which enhances and acknowledges the vital role played by the arts in the life of this community.

3.3 Objectives, Policy Directions, Strategies

Relationships.....	(Objectives 1 - 4)
Facilities.....	(Objectives 5 - 8)
Programmes.....	(Objectives 9 - 10)
Funding.....	(Objectives 11 - 20)
Implementation.....	(Objective 21)

Objective #1

RELATIONSHIPS
To include the position of Arts Co-Ordinator as an integral part of the implementation of the strategies brought forward in this policy.

POLICY DIRECTION:

To recommend that the City of Hamilton approve the position of Arts Co-Ordinator as a permanent staff role in the Department of Culture and Recreation.

Rationale - Through the recommendations of the Culture and Recreation Master Plan, and the Arts Task Force, the need for the position of Arts Co-Ordinator was identified. The one-year contract position was originally designed to assist in the development of the Municipal Arts Policy. During this process it has been seen that there is a need for staff with experience and expertise in arts related matters to make the implementation and monitoring of the policy possible.

STRATEGIES:

That the Department of Culture and Recreation will support a positive and productive relationship between the City and the arts community by designating a permanent staff person to fulfil this role.

That consideration be given to include the following functions as part of that role:

- a) the promotion of communication and information-sharing between the City and the arts community;
- b) the provision of consultation for the co-ordination of special arts related events;
- c) the provision of consultation and facilitation in the processing of applications for arts grants;
- d) the provision of consultation and co-ordination in arts programming for recreation centres.
- e) to act as a consultant and resource person for the Arts Advisory Sub-Committee.

Objective #2

RELATIONSHIPS
To initiate discussion with the Regional Municipality of Hamilton-Wentworth which will encourage the co-ordination and development of complementary arts support policies.

POLICY DIRECTION:

To recommend that the City of Hamilton engage in a formal working relationship with the Regional Municipality of Hamilton-Wentworth regarding the support and promotion of the arts community served by these governments.

Rationale - An official method of sharing responsibility for the support of the arts in the greater Hamilton-Wentworth region needs to be developed. A major portion of the Regional budget is contributed by the City of Hamilton.

STRATEGIES:

That a process for discussion be organized through City staff and the Arts Advisory Sub-Committee to address arts support issues of mutual concern to the City and the regional government.

That the results of such discussion be made the subject of a report to assist in any future policies regarding the co-ordination of arts support.

Objective #3

RELATIONSHIPS
To encourage partnerships in arts planning.

POLICY DIRECTION:

To recommend that the City pursue opportunities for, and initiate the development of public, private, and community partnerships.

Rationale - Joint ventures will provide the potential for maximizing every resource available for local arts development.

STRATEGIES:

That the City and the Arts Advisory Sub-Committee identify and assess those areas in which partnerships and joint ventures could be developed.

That the City and the Arts Advisory Sub-Committee identify methods to elicit the support of all identified partners. These methods could include:

- a) an ongoing dialogue to establish a forum for information exchange;
- b) regularly-scheduled meetings of the Arts Advisory Sub-Committee, specifically designed to facilitate communication, which all partners (i.e. Senior Staff and Members of the Community) are encouraged to attend.

That the Arts Advisory Sub-Committee act in a consulting role to senior staff in matters pertaining to the arts, (e.g. grants process).

Objective #4

RELATIONSHIPS
To achieve effective and efficient co-ordination in arts service delivery with all partners.

POLICY DIRECTION:

To recommend that the City assume an active role in ensuring that arts programmes and services are effectively co-ordinated, compatible, and complementary with the services offered by other partners involved in arts development.

STRATEGIES:

That the City promote effective co-ordination during the development and implementation of arts-related activities and initiatives undertaken by various Departments within the City.

That the City co-ordinate its Municipal Arts Policy, programmes and initiatives with any future policies, programmes and initiatives of the Regional Municipality of Hamilton-Wentworth.

That the City ensure that its arts programmes and initiatives are compatible and complementary with services provided by all other organizations and agencies, for example, the Hamilton and Region Arts Council, Creative Arts Inc., the C.L.E.A.R. Group, Hamilton Entertainment and Convention Facilities Inc., McMaster University, Mohawk College of Applied Arts and Technology, and the Boards of Education.

That the production of a comprehensive arts directory, listing all artists and arts groups in the greater Hamilton area be considered as a joint project of the City and the Hamilton and Region Arts Council for 1990.

That the City take an active part in arbitrating and resolving any differences or perceived differences relating to the arts.

Objective #5

FACILITIES
To encourage the visibility of art in existing and future publicly accessible places in the City of Hamilton.

POLICY DIRECTION:

To recommend that the City of Hamilton initiate research into the development of a specific policy which will comprehensively address the issue of art displayed, installed and performed in public places.

Rationale - The placement and installation of works of art in public places has historically been dealt with on an AD HOC basis. There have been no guidelines concerning selection, co-ordination, liaison, acquisition, funding, or standards of artistic excellence. There has been a Committee dealing with art in public places since 1985.

STRATEGIES:

That the Department of Culture and Recreation and the Arts Advisory Sub-Committee research comparative policies from other municipalities and invite discussion regarding this subject from interested partners and community arts groups, resulting in the preparation of a discussion document.

That by 1990, the Department of Culture and Recreation and the Arts Advisory Sub-Committee be prepared to present in draft form an ART IN PUBLIC PLACES policy for the consideration of the Parks and Recreation Committee.

Objective #6

FACILITIES
To facilitate and monitor the technical aspects of special events taking place in public places in Hamilton regarding access, licensing, and legal requirements.

POLICY DIRECTION:

To recommend that the Department of Culture & Recreation become the co-ordinating body to aid in the technical aspects of special events; this would include access to parks and historical sites for arts productions and special events.

Rationale - There is no clear-cut identifiable department at City Hall to monitor and facilitate special events. Each event has specific needs that are answered at several different departments and City committees. It is a process which is confusing, time-consuming, and counter-productive.

STRATEGIES:

That a printed guide be prepared by the Department of Culture and Recreation as a complete information package on procedure for the requirements of special events.

That the City of Hamilton establish a procedural policy to designate one specific office for the processing of special events requirements. That this procedural policy's development include an assessment of the job descriptions of those staff now dealing with special events issues through their various departments.

Objective #7

FACILITIES
To support and/or develop facilities for arts organizations as needs become apparent.

POLICY DIRECTION:

To recommend that the City of Hamilton take an active role in supporting and/or developing facilities for arts organizations as needs are identified.

Rationale - Many arts groups are severely limited in the availability of suitable space for their workspace, office, exhibition, rehearsal, and storage needs.

STRATEGIES:

That the City of Hamilton investigate a two tier system of subsidy for arts organizations for use of city-owned/operated facilities and buildings.

That as City or other public agency owned property becomes available for lease or sale (e.g. - schools), the City will explore opportunities to accommodate expressed legitimate arts facility needs.

Objective #8

FACILITIES
To address facilities issues which have an impact on the arts community

POLICY DIRECTION:

To continue the research and consultation necessary on facilities matters which will be the subjects of future policy reports.

Rationale - There are additional facilities issues which were described by the Arts Task Force in its report which have not been treated in this document. As the dynamics of facilities operations and services evolve over time, review of the arts community's involvement in these venues will require ongoing assessment.

STRATEGY:

That the Department of Culture and Recreation and the Arts Advisory Sub-Committee continue to work towards the resolution of arts community interests in the services offered in city owned facilities and other public places.

Objective #9

PROGRAMMES
To encourage awareness of the contribution which the arts community makes to the quality of life in Hamilton.

POLICY DIRECTION:

To endorse the planning and implementation of an annual "Arts Awareness Week".

Rationale - The need for this recommendation was first described in the Arts Task Force's list of nineteen recommendations.

Hamilton has many fine artists whose achievements in their fields are known far outside of their own community. At the same time, their work is unrecognized or unfamiliar at home. The people of Hamilton should be made more aware of all aspects of their own artists and arts organizations.

This would encourage the people of this entire region to become involved in arts activities. It would also foster tourism and economic benefits.

STRATEGIES:

That 1990 become the inaugural year for an annual recognition and celebration of the artists and arts organizations of Hamilton.

That the Department of Culture and Recreation and the Arts Advisory Sub-Committee accept a leadership role in assembling an organizing committee representative of not only the arts community, but of the community at large.

That the Department and the Arts Advisory Sub-Committee actively encourage the participation of their partners to support and organize this event.

Objective #10

PROGRAMMES

To support access to arts education programmes for the citizens of Hamilton.

POLICY DIRECTION:

To recommend that the City examine opportunities, in co-operation with its partners, to meet justified community needs for arts education.

Rationale - A variety of arts education venues should be developed as alternatives or complements to those offered in the formal school system.

Just as the provision of organized amateur sports opportunities provides people with excellent ways to develop athletically, to learn to co-operate in a team situation, to test their leadership abilities and enhance positive self-images, so too can the arts provide many people with positive values and learning experiences.

STRATEGIES:

That the City, in co-operation with its partners, compile an inventory of arts learning opportunities as a first step in determining availability and present usage of such programmes.

That subsequently a survey be conducted to determine numbers of potential users of such programmes, and from this, identify gaps or lack of present service, e.g. classroom theatre training for adults.

That present services, through innovative planning approaches, make the best use of existing facilities, available staff, and resources.

That established arts organizations consider options to share information and knowledge within their own areas of expertise through workshops in arts skills development, administration training, and volunteer development.

That neighbourhood community/recreation centres be considered as possible venues for necessary programmes.

Objective #11

PROGRAMMES
To improve the promotion of arts services and programmes in the community.

POLICY DIRECTION:

To recommend that the City encourage and assist the arts community in its efforts to develop increased public awareness of arts activities and issues.

Rationale - In order to effectively promote Hamilton's wealth of arts activities, a co-ordinated approach would be most effective. Positive results would be possible in terms of access to information and in maximum marketing dollar impact.

STRATEGY:

That the City and its partners develop an arts information network consisting of:

- an active marketing and information "hot line";
- workshops, forums, and public information meetings;
- opportunities for regular dialogue within the arts community itself.
- a pamphlet or book outlining the grants process and including a sample application. This would also provide an under-standing of the Committee structure and the sequence of events leading to grants approvals.

Objective #12

FUNDING
(a) To encourage the equitable distribution of available grant monies;
(b) To encourage the development of responsible accounting among arts grant applicants and recipients.

POLICY DIRECTION:

To redefine financial support to arts organizations and arts facilities: specifically to address the differences between programming grants and facility operating grants.

Rationale - Appropriate funding levels are easier to determine when percentages and per capita spending can be compared with other municipalities on a "like" to "like" basis.

STRATEGIES:

That budget recommendations be categorized as:

- a) Grants to City owned/operated facilities:
- b) Grants to community arts organizations.

That applicants for arts grants meet basic qualifying criteria:

- a) Be an incorporated non-profit organization with a community-based Board of Directors;
- b) Be in business for more than one year;
- c) Be prepared to submit a financial statement for the previous operating year, and be prepared to submit an audited statement at their fiscal year end if approved for a grant in excess of five thousand dollars;
- d) Be prepared to offer some aspect of their service free to the community.

Objective #13

FUNDING
To encourage a partnership between the arts community and the City of Hamilton in the evaluation of arts grants.

POLICY DIRECTION:

To establish a mechanism for peer consultation concerning arts grant applications during the review and recommendation procedure.

Rationale - Current arts grant applications are reviewed and recommended by the Chief Administrative Officer, the Treasurer, and the Director of Culture and Recreation. There does not exist an opportunity for peer assessment in arts grant applications.

STRATEGIES:

That a non-partisan representative(s) with knowledge of and experience in the arts, attend the review and recommendation process, currently presided over by the Chief Administrative Officer, the Treasurer, and the Director of Culture and Recreation, in an advisory capacity. This representative(s) would be recommended by the Arts Advisory Sub-Committee.

That the representative(s) be prepared to contribute expertise on the integrity of the application, on the community's perception of the organization or project, and on the quality of the applicant's past achievements.

Objective #14

FUNDING
To encourage and facilitate annual financial planning in arts organizations.

POLICY DIRECTION:

To restructure the annual time frame for arts grant applications and reviews.

Rationale - The current approval mechanism involves a considerable length of time for submission deadline to notice of grant approval or denial. Applicants making submissions in October are not advised of Council's decision until April of the following year. As with any business, arts organizations must plan in advance for programming, staffing, facility rentals, etc. Deficits are incurred when the organization must move ahead with programming while anticipating incoming funds which may, in fact, not be forthcoming, or reduced in amounts originally applied for.

STRATEGIES:

Option 1

That a three month time span, from submission of application to ratification be adopted, which is similar to most provincial and federal guidelines.

OR

Option 2

That two funding periods a year may assist some organizations who need to put additional research or financial backing in place before coming to Council for their annual grant.

Therefore:

October applications to be processed in January. February applications to be processed in May.

Objective #15

FUNDING
To ensure that arts grants increases reflect the annual rate of inflation.

POLICY DIRECTION:

To establish arts grants procedure which would reflect increases based on the annual rate of inflation.

Rationale - Arts organizations are subject to the effects of inflation. Many organizations have had to limit services and quality because financial support has not kept pace with the cost of living.

STRATEGY:

That established cornerstone organizations should receive increased funding each year correlated to the previous year's inflation rate.

Objective #16

FUNDING
To encourage accountable management of funds and delivery of service by arts organizations.

POLICY DIRECTION:

To establish a process by which the most effective use of arts grants' monies could be analyzed and implemented.

Rationale - Some organizations and/or services may have become redundant. Others may not be delivering community accessible programmes. Herein exists an opportunity for redirecting current funds.

STRATEGIES:

That any arts organization currently receiving funding through the City's grant process be open to a review of its delivery of service and business techniques over a period of two years.

That after such a review, if the organization being examined does not demonstrate that grant funds received are being used as promised by the organization, its current funding level will be frozen. If the situation does not show improvement, funding levels will be reduced by fifty per cent each year thereafter. (Sunset Clause)

Objective #17

FUNDING
To provide an opportunity for individuals and/or private organizations to apply for arts grants/funding.

POLICY DIRECTION:

To establish a process with appropriate checks and balances which will allow individuals or private organizations to apply for financial assistance.

Rationale - There does not currently exist any means by which arts grants/funding may be made available to individuals and/or private organizations as a formal part of the City's grant policy.

STRATEGY:

That individuals and/or private organizations be allowed to apply for arts grants under the auspices of an established non-profit arts organization. This approach would offer the City the necessary substantiations for decision-making through the non-profit organizations's Board of Directors and official audit.

Objective #18

FUNDING
To encourage a measure of self-reliance and entrepreneurship in the operation of all arts organizations.

POLICY DIRECTION:

To establish an arts grants procedure which would require applicants to demonstrate that their organizations' financial operations are not based solely on funding from the City.

Rationale - The City should be able to directly request proof of secured funding from other sources as part of the conditions for grant approval. The City cannot realistically be expected to underwrite total operating budgets or project budgets.

STRATEGIES:

That applicants for arts grants/funding be limited to requesting up to a maximum of 33 1/3% of their total operating budget or project budget.

That a requirement of the application process be demonstration of secured or promised funding for the balance of the applicant's operating or project budget.

Objective #19

FUNDING
To establish a base of City support funding for arts programming.

POLICY DIRECTION:

To recommend that an annual commitment to the arts industry and ongoing service to programme development for all Hamiltonians be established by the City.

Rationale - City financial support has not grown with overall City development. More arts service is necessary to enhance the community quality of life, as well as contribute to the recreational, tourist and artistic demands of one of Canada's major urban centres. We have fallen behind because there is no long term planning or financial commitment. It is recognized that City supported services are fully accessible to all residents, both those of the City and the Region. Also recognized is the fact that the population growth of the City is relatively stable, while that of the Region continues to grow.

STRATEGIES:

That a two-tier assessment be instituted, based on City taxes, and to a lesser extent on those of the Region, specifically for arts programming and development.

That this formula and a percentage can best be established by the City's Finance Department in co-operation with the Regional Municipality of Hamilton/Wentworth. If this assessment were made within the property tax structure there would be a source of permanent funds similar to that used for other services such as roads, sewers, policing, etc.

Objective #20

FUNDING
To establish a source of City funding for emerging arts organizations and innovative arts programming.

POLICY DIRECTION:

To recommend that the City establish a commitment of funding for new organizations and programmes.

Rationale . - The existing allotment of grants monies often does not meet the City's present arts service needs. New growth in the arts community is necessary.

STRATEGY:

That within the City's base funding for the arts a portion of 10% (ten percent) be set aside to deal with new arts requirements such as one-time events, emerging organizations, and discretionary needs which may arise between grant application periods.

Objective #21

IMPLEMENTATION
To establish a procedure for the implementation of the municipal Arts Policy

POLICY DIRECTION:

To recommend that the Arts Policy be subject to monitoring and evaluation on an annual basis to ensure that policy Objectives are being met.

Rationale - The effects of specific recommended Strategies in the Arts Policy should be observed, recorded and assessed. This will provide an informed base of experience and direction for the evolution of the Policy over time.

STRATEGIES:

That the City and the Arts Advisory Sub-Committee organize and maintain an annual forum for public participation in the implementation and evaluation of the Arts Policy both to respect the identified needs of the community which it serves and to perform a planning function for the years ahead.

That the job description for the position of Arts Co-Ordinator be re-drafted to reflect the City's commitment to the realization of the Policy Objectives and Strategies as needed.

That the Arts Advisory Sub-Committee re-draft its Terms of Reference to relect its commitment to the realization of the Policy Objectives and Strategies, and to reflect a continuing communication and facilitating role.

That every effort be made by the City and its partners to meet specific deadlines as stated in Policy Strategies,
i.e., Objective #4, (Arts Directory), 1990;

Objective #9, (Arts Awareness Week), 1990;

Objective #5, (Art in Public Places Policy), 1990.

4.0 Draft Review Process

A public meeting was held on Thursday, September 14, 1989 in Room 233, City Hall, at 7:30 p.m. This meeting was Chaired by Mr. Chuck Renaud, Chairman, Arts Advisory Sub-Committee. A presentation was made of the draft policy objectives and strategies, and questions were requested from the floor. In addition, written comments were invited from the public, to be received at City Clerk's Office no later than September 21, 1989.

A copy of written comments received, and of the article which appeared in the Hamilton Spectator on September 15, 1989, are enclosed in this document as Appendix I.

5.0 Financial Implications

The stated policy Objectives and/or Strategies of this document have no impact on the current year's budget (1989). However, consideration of the implementation of any of the following Objectives and/or Strategies would be a function of the preparation of the 1990 Budget, as well as the budgets of subsequent years:

Objective #9 - Arts Awareness Week. A sum of \$5,000 has been placed in the 1990 Culture and Recreation Department budget to cover promotion and publicity for the inaugural Arts Awareness Week in 1990.

Objective #15 - Inflation Increases. Based on the grants given to seven (7) established arts organizations in 1989, the inflation increase is calculated at 5.5% for 1990. This would total \$1,700.

Appendix I

Public meeting provides minimal feedback on draft city arts policy

By PAUL BENEDETTI
The Spectator

HAMILTON'S ARTS policy passed its first hurdle last night with little discussion or dissent.

About 30 people attended a public meeting at City Hall to re-

view a draft version of the policy for "input and reaction", but there wasn't much of either.

The 31-page document, outlining 21 objectives for the arts in Hamilton, was conceived as a comprehensive arts policy providing direction

and an overall strategy for the ongoing development of the arts, said chairman Charles Renault.

He said arts policies in other Canadian cities have had varying degrees of success. "It's a vitally imperative that community leaders support the arts policy," he said.

Devised by the 11-member arts advisory sub-committee, the report is a "balance between idealism and pragmatism" said arts co-ordinator Cheryl York.

Covering such areas as facilities, programs, and funding, the report also offers some general philosophy and objectives concerning the nurturing of art and artists in the city.

The policy was based on 19 recommendations developed in 1987 by the 60-member arts task force convened to examine the state of the arts in Hamilton. The draft policy contains numerous recommendations for developing and supporting individual artists, as well as funding individual artists, and arts organizations.

Chris Chihrin, general manager of Opera Hamilton, asked about a peer review of arts grant applications by one or more non-partisan representatives.

Chihrin questioned the possibility of finding an unbiased but fully knowledgeable person in a community the size of Hamilton.

Committee member Liz Robinson, suggested several people acting as an "arms length advisory panel" might fulfil the role. "It would certainly be superior to a straightforward political process," she said.

There were few other questions at the meeting, but York said she was pleased with the meeting. "I think people have to digest what was presented tonight."

Written comments are welcomed and must be delivered to City Hall before Sept. 21 in order to incorporate into the final document. The policy goes to the parks and



Robert Winninger
217 Seneca Avenue
Hamilton, Ontario
L9B 1M1

To: Cheryl York, Arts Policy Co-ordinator
From : Robert Winninger
Date: September 20th, 1989
Re: Arts Policy Draft, 1989

Dear Cheryl:

My complements on a fine effort in the preparation of a practical and concise arts policy for the City of Hamilton. Such a policy has long been overdue and you are to be commended on your insight and sensitivity to the needs of the arts community, as well as pointing out the overall economic benefits that are to be enjoyed . I am sure that you are aware of Welland's approach to the arts as a revitalizing measure for the business community and quality of life through its mural programme. It is unfortunate that large cities such as Toronto and small communities such as Burlington have shown the way, where as Hamilton, historically "the ambitious city", has fallen behind. Now with this policy, perhaps things will change for the better.

Upon reviewing the draft policy, I believe the only things worth bringing to your attention for additional consideration are as follows:

Objective 18- Perhaps donations in kind should be included as eligible funding when applying for grants. Presently, the Ministry of Culture and Communications in their grant process place this form of donation on an equal basis with cash. The 1980s has been a period when direct sponsorship and funding for arts projects has become extremely competitive. Competition comes not only from within the arts community but especially from health care and environmental groups. Donations in kind, ie. the free rental space of studios or the donation of art supplies from a dealer, may be one form of financial support that should not be excluded as an indication of community interest.

Obective 13- I believe that peer assessment is vital.

However, in order to ensure that the type of art that the City encourages does not lose its bond with the public and a level of art that it can appreciate, which could create public descent in the future, peer assessment should also embrace members of the general public who are not necessarily art experts, but are those who have a general interest and appreciation of it. It believe the City may suffer a serious backlash should it start funding art for art's sake which goes beyond the general public's understanding. I am not condoning the support of nothing but paintings of unicorns or Elvis on black velvet by any means.

Objective 8- I strongly agree that the City does have the opportunity to make current facilities available to artists and the general public who wish to broaden their horizons in the arts. As you know, the City of Burlington has leased land to the Burlington Cultural Centre which acts as a "Qunago", quasi autonomous organization, functioning as a catalyst for arts festivals, courses, and exhibits. The concept of a cultural centre is a proven success, but I offer for your consideration the idea of utilizing available recreation centers through out the city instead. As opposed to a cultural arts centre, perhaps existing facilities such as recreation centers could incorporate artist facilities, thus becoming a series of widely accessible arts and recreation centers. It seems to me that a centralized cultural art centre functions best in relatively small communities. Hamilton is a fairly big place and public monies should be spent to reach most of the public.

Objective 10- I agree that full time staff is vital to the success of this policy. However, I believe that the City is fooling itself if it believes that one person, no matter how superhuman she is, can survive from burn out in implementing all the objectives that must be carried out. I feel that the City should seriously consider allocating the arts co-ordinator some staff on a full time basis.

Once again, let me complement you and the arts task force

on producing this important document. I hope my comments will provide some food for thought, if you have not thought of them already. I look forward to seeing the continued fruits of all your hard work. I have the utmost confidence that you will meet the challenges ahead with much sensitivity and success.

Yours in community,

Regards,

A handwritten signature in dark ink, appearing to read 'Robert M.P. Winninger', is written over a horizontal line.

Robert M.P. Winninger

OPERA HAMILTON

Daniel Lipton
Artistic Director

Christopher M. Chihrin
General Manager

September 22, 1989

Mr. Chuck Renaud
Chair, Artistic Advisory Subcommittee

RE: Policy for the Arts

I wish to thank you and your committee for the tremendous amount of effort it has taken to bring forward this Policy For the Arts. I found the open room discussion held last week very informative, and a useful forum in which to raise any issues.

As a follow up to this meeting I wish to relate my concern with the the strategies and policy direction associated with objective #3. Specifically, I question whether non-partisan representatives with knowledge of and experience in the arts can be found. This process, similar to that used by the QAC and the Canada Council can be very effective. With these other two funding bodies, non-partisan, knowledgeable persons are available. Are they available in a much smaller region such as Hamilton?

Sincerely,



Christopher M. Chihrin
General Manager

CMC:efr

C-42

Opera Hamilton gratefully acknowledges the long term commitment of the following company corporate underwriters:



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Rec'd Sept. 20/89
ER

HAMILTON PHILHARMONIC SOCIETY INC.

Memorandum

To: Liz Robertson,
Member, Arts Advisory Committee

Re: Draft - Policy For The Arts.

Following are some observations on the draft of the Policy For the Arts.

In general the directions taken by the draft paper, particularly in the areas on Relationships, Facilities and Programmes are very positive and will ensure, if adopted, a very stable approach to developing the arts in the city and its neighbouring municipalities.

There are, however, some concerns in the area on Funding that deal with the approach to base funding and its method of evaluation. The two are treated separately below.

Base Funding

Objective #19, we believe, does not go far enough in establishing the method by which the base of support funding for arts programming is calculated. We agree with the proposed implementation of the two-tiered assessment on City and Region taxes. We suggest however that the level of assessment be established by the City's Finance Department in co-operation with the Region and with the input of knowledgeable arts planners. Such planners can be drawn from the local, provincial and federal communities.

Evaluation

Objective nos. 13, 14, and 16 each deal in some respect with the manner in which funding levels to arts groups be established and reviewed. We agree with the proposal in Objective #13 to establish a review and recommendation process in the evaluation of arts grants and that the process include the component of peer assessment. We also agree with the intent of Objective #14, to encourage and facilitate financial planning in arts organizations. We believe, however, that the Policy should encourage city arts organizations to develop financial plans on a three to five year basis. We believe that this would lead the city to establish funding commitments of at least three years in nature and therefore establish a more stable approach to financial planning in the arts. It should be noted that this approach is now being encouraged at both the provincial and federal levels through the Ontario Arts

Memorandum to Liz Robertson on Policy For The Arts cont'd.

Council and the Canada Council respectively.

Our final observation is that if funding commitments are assured on a minimum of three years then arts organizations should be open for review of performance and accountability on an annual audit basis within the context of their three year business plan. Therefore Objective #16 should encourage an annual review of an arts organization's management of funds and delivery of service within the context of its three year plan. Each of the annual reviews within the funding period would be useful in monitoring an organization's progress towards the goals that it set out in the plan for which it received funding. If un-accountable deviations from these goals are detected in the review process then these should be noted and heeded in assessing the organization's request for further funding. (Sunset Clause).

Overall there are extremely positive results to be expected if the policy is adopted and implemented. We believe that by incorporating the above suggestions the Policy will further strengthen the development of the arts in Hamilton by encouraging sound artistic and financial planning.

Respectfully,


Jorgen Holgersen,
General Manager

Department of Culture and Recreation

TERMS OF REFERENCE
RECREATIONAL PROGRAMMING ANALYSIS

Purpose:

To review the programs offered at recreation centres and arenas and to recommend program patterns for the next five (5) years.

Background:

- . Recreation programs offered at municipal facilities are prepared and facilitated by staff in concert with community groups and organizations.
- . Programs are either staff operated or facilitated through volunteer leadership.
- . Programs are offered to serve traditional needs or emerging interests.

Scope of the Study:

1. A staff review team of four (4) recreation centre staff and two (2) arena facility staff will analyze the current program content, its variety, its leadership, its participation and its future with the Director of Culture and Recreation.
2. The Staff Review Team will prepare recommendations on:
 - pool programs
 - gym programs
 - activity room programs

in compliance with the findings of the Culture and Recreation Master Plan and the Re-Visit Paper on the Master Plan. A Priorities for the Future Report will be submitted to the Director of Culture and Recreation.
3. The Recreational Program Analysis and staff recommendations will be reviewed with the Parks and Recreation Advisory Committee for public participation by such means as public meetings, surveys, questionnaires and interest group discussions.
4. The Parks and Recreation Advisory Committee will develop a Positional Paper dealing with the analysis, the recommendations and the process for program evolution for the Parks and Recreation Committee.

Time Schedule:

This process to be undertaken during the Fall and Winter of 1989-90 to be taken into consideration for the 1990-91 season.

Points of Reference:

1. **Current Programs**
 - 1.1 Adult Programs
 - 1.2 Youth Programs
 - 1.3 Children's Programs
 - 1.4 Family Programs
2. **Program Variety**
 - 2.1 Physical - Active
 - 2.2 Passive - Creative
 - 2.3 Shortfall - Overlaps
3. **Leadership**
 - 3.1 Direct Leadership
 - 3.2 Indirect Programming
 - 3.3 Options - Alternatives
4. **Participation**
 - 4.1 User Groups
 - 4.2 User Support
 - 4.3 Trends - Issues
5. **Future Direction**
 - 5.1 Traditional Services
 - 5.2 Emerging Need - Response
 - 5.3 Leisure Providers
6. **Report Card**
 - 6.1 Success Areas
 - 6.2 Enhancement Areas
 - 6.3 Change Mode
7. **Public Participation**
 - 7.1 Analysis Role
 - 7.2 Past Role
 - 7.3 Future Role

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its TWENTY-THIRD Report for 1989 and respectfully recommends:

1. That the Building Commissioner BE AUTHORIZED to issue demolition permits for the following properties:
 - (a) 207, 209, 211 Hughson Street North
 - (b) 117 West Avenue South
 - (c) 123 West Avenue South
 - (d) 32 Stinson Street
 - (e) 867 Upper Paradise Road
 - (f) 25 Melbourne Street West
 - (g) 288 Grays Road
 - (h) 122 Harmony Road
2. (a) That in accordance with the Cash-in-Lieu of Parking Policy, that Stan Vine of River Dell Holdings Limited BE REQUIRED to pay to the City of Hamilton the sum of \$79,750. which is 50% of the cost of providing 29 parking spaces at a total cost of \$159,500; and,
 - (b) That the City Solicitor BE DIRECTED to prepare the Cash-in-Lieu Agreement as required.

NOTE: The sum of \$79,750. will be added to the reserve for off-street parking administered by the Parking Authority of the City of Hamilton.

On 1989 September 13, the Planning and Development Committee approved DA-88-30, subject to finalization of a shortfall in required parking from 498 to 469 spaces through the Cash-in-Lieu of Parking Policy.

The subject property is an existing plaza on which the owner proposes to erect an additional building. The new building causes a shortfall in parking required under Zoning By-law No. 6593.

At its meeting held on 1989 September 15, the Cash-in-Lieu Committee recommended that the policy be applied to this property for the shortfall of 29 parking spaces.

3. (a) That in accordance with the Cash-in-Lieu of Parking Policy, that Martin Humphries **BE REQUIRED** to pay to the City of Hamilton the sum of \$80,000., which is 50% of the cost of providing 16 parking spaces at a total cost of \$160,000; and,
- (b) That the City Solicitor **BE DIRECTED** to prepare the Cash-in-Lieu Agreement as required.

NOTE: The sum of \$80,000. will be added to the reserve for off-street parking administered by the Parking Authority of the City of Hamilton.

The subject property is presently vacant except for a large advertising sign. The owner proposed to build a three-storey office building on the site with some 11 parking spaces to be provided in underground parking.

Under the requirements of Zoning By-law No. 6593, a total of 27 parking spaces are required. There is a shortfall of 16 parking spaces under the owner's proposal.

The Cash-in-Lieu of Parking Committee is recommending a 50% payment of the total development cost for the following reasons:

- (a) The owner has advised the Committee that a long-term lease on the adjoining three properties abutting Main Street West will be provided which will actually accommodate 25 parking spaces.
- (b) An additional loading space will be provided on the adjoining lands abutting Main Street West.
- (c) The number of parking spaces provided exceed the zoning by-law requirements, but do not comply with regulations in the zoning by-law pertaining to the provision of parking on the same lot.
4. (a) That, the Director of Community Development **BE AUTHORIZED** to make application to the Ministry of Municipal Affairs, Community Development Branch, for matching funds under the Programme for Renewal, Improvement, Development and Economic Revitalization (P.R.I.D.E.) Programme for a maximum of four hundred thousand dollars (\$400,000.) to equal a total project cost of eight hundred thousand dollars (\$800,000.) for the Central/Beasley P.R.I.D.E. Project; and,
- (b) That, a Community Improvement Project Area **BE DESIGNATED** as per Schedule "A", attached herewith and marked **Appendix "A"** for the Central/Beasley Neighbourhoods in conformity with The Planning Act, Section 28; and,
- (c) That, the City Solicitor **BE AUTHORIZED** and directed to prepare the necessary By-law for (b) above; and,

- (d) That, the Department of Community Development BE AUTHORIZED to prepare the requisite Community Improvement Plan in accordance with The Planning Act, Section 28; and,
- (e) That, the City Solicitor BE AUTHORIZED and directed to prepare the necessary By-law for (d) above.

NOTE: Funds for the City's portion of this project have been allocated in the 1989-1993 Capital Budget.

Included in the 1988-1991 period of the 1988-1992 Capital Budget was the amount of eight hundred thousand dollars (\$800,000.) for the Beasley P.R.I.D.E. Programme (\$400,000. Provincial and \$400,000. Municipal). Via the Parks Expenditure Policy, this has been geographically expanded to include a portion of the Central Neighbourhood also.

- 5. (a) That the Community Improvement Plan for Main Street West on Main Street West from Locke to Queen Streets (Main Street West B.I.A.) attached herewith and marked Appendix "B", BE APPROVED in order to implement the Commercial Facade Loan Programme and the Commercial Improvement Programme; and,
- (b) That the City Solicitor BE AUTHORIZED and directed to prepare the requisite By-law; and,
- (c) That the City Solicitor BE AUTHORIZED to submit to the Provincial Ministry of Municipal Affairs, the Community Improvement Plan on Main Street West from Locke to Queen Streets for their approval.

NOTE: The Planning Act, Section 28, Sub-Section 7 (1983) stipulates that, "For the purpose of carrying out the Community Improvement Plan the Municipality may make grants or lands to the registered owners or assessed owners of lands and buildings within the Community Improvement Project Area to pay for the whole or any part of the cost of rehabilitating such lands and buildings in conformity with the Community Improvement Plan".

In order to implement the Commercial Facade Loan Programme and the Commercial Improvement Programme on Main Street West from Locke to Queen Streets, the Community Improvement Plan must be adopted by By-law and approved by the Ministry of Municipal Affairs.

- 6. (a) That the Community Improvement Plan for Locke Place on Locke Street West from Main to Herkimer Streets (Locke Place B.I.A.) attached herewith and marked Appendix "C", BE APPROVED in order to implement the Commercial Facade Loan Programme and the Commercial Improvement Programme; and,

- (b) That the City Solicitor BE AUTHORIZED and directed to prepare the requisite By-law; and,
- (c) That the City Solicitor BE AUTHORIZED to submit to the Provincial Ministry of Municipal Affairs, the Community Improvement Plan on Locke Street from Main to Herkimer Streets for their approval.

NOTE: The Planning Act, Section 28, Sub-Section 7 (1983) stipulates that, "For the purpose of carrying out the Community Improvement Plan the Municipality may make grants or loans to the registered owners or assessed owners of lands and buildings within the Community Improvement Project area to pay for the whole or any part of the cost of rehabilitating such lands and buildings in conformity with the Community Improvement Plan".

In order to implement the Commercial Facade Loan Programme and the Commercial Improvement Programme on Locke South from Main to Herkimer Streets, the Community Improvement Plan must be adopted by By-law and approved by the Ministry of Municipal Affairs.

- 7. That a rehabilitation loan in the amount of \$50,000. BE APPROVED for Veronica & Leonard Dunbar for a Second Level Lodging Home at 178 John Street North in Hamilton.

NOTE: This loan was previously approved on 1988 April 12, however, the property was sold and the loan payments are being assumed by the new owner.

- 8. That the City of Hamilton ACCEPT the sum of \$119,370. as cash payment in lieu of 5% dedication in connection with "Lillian Heights - Phase 2", Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: These lands are located west of Grayrocks Avenue and south of Rymal Road in the Broughton East Neighbourhood, Hamilton.

- 9. That APPROVAL be given for Proposed Draft Plan of Condominium Application SA-89-10, "Char-Fill Building", Filippo Ferrone, owner, to establish a draft plan of condominium located on the north side of Bigwin Road, west of Pritchard Road, subject to the following conditions:

- (a) That this approval apply to the plan prepared by Ashenhurst Nouwens Ltd. dated 1989 May 2.
- (b) That the owner agree in writing to satisfy all financial requirements of the Regional Municipality of Hamilton-Wentworth.

10. That the approval given to Proposed Draft of Subdivision Application 88-21, by City Council at its meeting held 1989 June 27, **BE REVISED** to show a reduced road width of 18.0m for the cul-de-sac on the draft approved plan.

NOTE: This proposed plan of subdivision was approved by City Council at its meeting held 1989 June 27. The proposed draft plan was revised, as requested, by the Department of Engineering to show a 20.0m road width of the cul-de-sac.

The applicant appeared at the subsequent meeting of the Regional Economic Development and Planning Committee meeting held 1989 August 8, and requested that the road width of the cul-de-sac be changed to show a width of 18.0m.

The Economic Development and Planning Committee approved the subdivision with a reduced road allowance for the cul-de-sac but made this decision subject to the City of Hamilton considering and approving the reduced road width.

11. (a) That **APPROVAL** be given to Proposed Draft Plan of Subdivision Application 89-06, L. Harbottle, owner, to establish a draft plan of subdivision north of Stone Church Road West and west of Chesley Street, subject to the following conditions:

- (i) That this approval apply to the plan prepared by E. Barich dated 1989 March 10, revised by adding part of a bulb at the easterly corner of Street "A" and by deleting the lands of Lot 25, R. P. 947.
- (ii) That the street be dedicated as a public highway on the final plan.
- (iii) That the street be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
- (iv) That the final plan conform with the Zoning By-law approved under The Planning Act.
- (v) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
- (vi) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.
- (vii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.

- (viii) That Block "22", the 0.3m reserve be conveyed to the City of Hamilton.
 - (ix) That Blocks "17" to "21" inclusive be developed only in conjunction with adjacent lands.
 - (x) That Street "A" be established and align with the corresponding street on the draft approved plan of "Orchard Park Estates" (25T-88003).
 - (xi) That the plan not be registered prior to the acquisition by the owner of the northerly 20.0m of Lot 25, R.P. 947 or the establishment of the road by by-law as a public road.
 - (xii) That Lots 1 to 6 inclusive not be registered until the storm and sanitary sewers are available.
 - (xiii) That the owner shall erect a sign in accordance with Section XI of the subsequent Subdivision Agreement prior to the issuance of a final release by the City of Hamilton.
 - (xiv) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (b) That a Subdivision Agreement BE ENTERED INTO by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-89-06), L. Harbottle, owner, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal service has been approved by City Council.

12. That APPROVAL be given to Zoning Application 89-32, 642388 Ontario Inc. L. S. Harbottle, owner, to establish a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District to permit single-family residential development, for property located on the west side of Chesley Street in the area north of Stone Church Road, as shown on the map attached herewith and marked Appendix "D", on the following basis:

- (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
- (b) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Maps W-9c and W-17C for presentation to City Council; and,
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the proposed By-law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located on the west side of Chesley Street in the area north of Stone Church Road.

The effect of the proposed change is to subdivide the subject land into building lots for single-family detached dwellings.

13. That APPROVAL be given to Zoning Application 89-29, Canadian National Institute for the Blind, lessee, for a further modification to the established "A" (Conservation, Open Space, Park and Recreation) District regulations (Block "1"), and a modification to the established "A" (Conservation, Open Space, Park and Recreation) District (Block "2"), to permit the use of the subject lands for additional parking for staff and visitors in conjunction with the Institute for the Blind, for a strip of land east and adjacent to 1686 Main Street West, as shown on the map attached herewith and marked Appendix "E", on the following basis:

- (a) That the "A" (Conservation, Open Space, Park and Recreation) District regulations as contained in Section 7 of Zoning By-law No. 6593 applicable to Blocks "1" and "2", be modified to include the following variances as a special requirement:
 - (i) That notwithstanding Section 7(1), the parking of motor vehicles shall be permitted, only in conjunction with the Canadian Institute for the Blind located on adjoining lands to the west at 1686 Main Street West;
 - (ii) That Sections 18A(11) and 18A(12) shall not apply;
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-395b, and that the subject lands on Zoning District Map W-46 be notated S-395b;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-46 for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of this By-law is to provide for a modification to the established "A" (Conservation, Open Space, Park and Recreation) District regulations, applicable to Blocks "1" and "2", described as property located east and adjacent to 1686 Main Street West.

The effect of the By-law is to permit a parking lot to be used only in conjunction with the Canadian National Institute for the Blind, located on adjoining lands to the west at 1686 Main Street West.

In addition, the By-law provides for a variance to exempt the parking lot from providing the required 1.5m wide landscaped planting strip, and required 1.2m high to 2.0m high visual barrier along the boundary of the parking lot which abuts a residential district.

14. That APPROVAL be given to Zoning Application 89-41, Landawn Shopping Centres, owner, for a modification to the established "G" (Neighbourhood Shopping Centre, etc.) District regulations to permit a shopping centre identification sign on property located at 905 Rymal Road East, as shown on the map attached herewith and marked Appendix "F", on the following basis:

- (a) That the "G" (Neighbourhood Shopping Centre, etc.) District regulations as contained in Section 13 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:
 - (i) That notwithstanding the provisions of Section 13.(1) of Zoning By-law No. 6593, shopping centre identification signs shall be permitted in accordance with section 13A(1)(xii);
 - (ii) That notwithstanding the provisions of Section 13.(3) of Zoning By-law No. 6593, any shopping centre identification sign shall be set back a minimum of 3.0m from any street line;
 - (iii) That any shopping centre identification sign shall be set back a minimum of 3.0m from the nearest access driveway;
 - (iv) That any shopping centre identification sign shall have a minimum clear height of 3.0m from the ground to the bottom of the sign.
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1141, and that the subject lands on Zoning District Map E-49D be notated S-1141;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-49D for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to provide for a modification to the "G" (Neighbourhood Shopping Centre, etc.) District regulations, applicable to property located at 905 Rymal Road East.

The effect of the By-law is to permit shopping centre identification signs to be located on the site, subject to the following restrictions:

- (a) Any sign shall be located at a distance of not less than 3.0m from a street line or access driveway; and,
- (b) Any sign shall have a height of at least 3.0m from the ground to the bottom of the sign.

15. (A) That Zoning Application 89-44, Mouskos and E. Kountouris, owners, requesting changes in zoning from "AA" (Agricultural) District to "HH" (Restricted Community and Shopping Commercial) District, for Block "1", and from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District for Block "2", for the property located at 2846 King Street East, as shown on the map attached herewith and marked Appendix "G", BE DENIED IN PART, for the following reason:

- (a) That the full range of commercial uses permitted under the "HH" District regulations conflicts with the recently approved Gershome Neighbourhood Plan, in that many of the uses are "highway oriented" and are not considered appropriate for the existing heritage building.

(B) That APPROVAL be given to Official Plan Amendment No. 81 to create a "Special Policy Area" to limit the types of commercial uses within the existing building, and the City Solicitor be directed to prepare a by-law for adoption for submission to the Regional Municipality of Hamilton-Wentworth.

(C) That APPROVAL be given to amended Zoning Application 89-44, H. Mouskos and E. Kountouris, owners, for a modification to the "AA" (Agricultural) District regulations (Block "1"), and a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District (Block "2"), to permit the conversion of the existing building for limited commercial uses (Block "1") and the construction of single-family dwellings (Block "2") for the property located at 2846 King Street East, as shown on the map attached herewith and marked Appendix "H", on the following basis:

- (a) That Block "2" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District;
- (b) That the "AA" (Agricultural) District regulations as contained in Section 7A of Zoning By-law No. 6593, applicable to Block "1", be modified to include the following variances as special requirements:

and that notwithstanding Section 7A(1), the following uses shall be permitted:

(i) Commercial Uses only within the Existing Building:

- (1) funeral home;
- (2) pharmaceutical, chemical, physical or opticians lab;
- (3) retail stores;
- (4) business and professional person's offices, excluding medical and dental offices;
- (5) photographer's studio;
- (6) barber shop, hairdresser;
- (7) shoe shine parlour;
- (8) caterer's shop;
- (9) other personal service shops;
- (10) tailor's shop, dressmakers establishment;
- (11) shoe repair shop;
- (12) wearing apparel shop; and,
- (13) restaurant without entertainment.

(ii) Institutional Use only within the Existing Building:

- (1) Day Nursery.

(iii) Accessory Use:

- (1) One ground sign, wall sign, or projection sign having an area of not more than 0.4m² non-illuminated or non-flashing indirect or interior means only, located at least 1.5m from the nearest street line in connection with the commercial use.

- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593, as Schedule S-1142, and that the subject lands on Zoning District Map E-106 be notated S-1142;
 - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-106 for presentation to City Council;
 - (e) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No. 81 by the Regional Municipality of Hamilton-Wentworth.
- (D) That By-law No. 79-275 as amended by By-law No. 87-223 establishing Site Plan Control **BE AMENDED** by adding the lands shown as Block "1" to Schedule "A".

NOTE: The purpose of the By-law is to provide for changes in zoning for the property located at 2846 King Street East, on the following basis:

- (a) Block "1" - Modification to the "AA" (Agricultural) District regulations; and,
- (b) Block "2" - Change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detached) District.

The effect of the By-law is to permit the future development of Block "2" for a small lot single-family dwellings, and the conversion of the existing building on Block "1", for the above-noted uses.

16. (a) That APPROVAL be given to amended Zoning Application 89-50, Maurice Charles Carter, owner, requesting a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District, modified, to "H" (Community and Shopping and Commercial, etc.) District, to permit the use of the subject lands for automobile sales and service, for the property located at 139 Cannon Street East, as shown on the map attached herewith and marked Appendix "I", on the following basis:
 - (i) That the subject lands be rezoned from "J" (Light and Limited Heavy Industry, etc.) District, modified, to "H" (Community Shopping and Commercial, etc.) District;
 - (ii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-4 for presentation to City Council;
 - (iii) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (b) That the City Solicitor ACCEPT a letter of undertaking from Maurice Charles Carter, owner of the property at 139 Cannon Street East, that an application has been made to enter into an encroachment agreement with the City for the existing building.

NOTE: The purpose of this By-law is to provide for a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District to "H" (Community Shopping and Commercial, etc.) District for the property located at 139 Cannon Street East.

The effect of this By-law is to permit the use of the subject lands for automobile sales and service.

17. That APPROVAL be given to amended Zoning Application 89-53, Boyago Realty Limited, prospective owner, for a change in zoning from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District, modified to permit a neighbourhood shopping plaza in conjunction with the adjacent land to the north and west, for property located at 549 Stone Church Road East, as shown on the map attached herewith and marked Appendix "J", on the following basis:

- (a) That the subject land be rezoned from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District;
- (b) That the "G-4" (Designed Neighbourhood Shopping Area) District regulations contained in Section 13D of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
 - (i) That notwithstanding Section 13D(1)(B)(iv) of By-law No. 6593, a restaurant shall be permitted only within the existing building located at 549 Stone Church Road East;
 - (ii) That Section 13D(5) shall not apply.
- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1143 and that the subject lands on Zoning District Map E-27C be notated S-1143;
- (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-27C for presentation to City Council;
- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,
- (f) That the approved Rushdale Neighbourhood Plan be amended by redesignating the subject lands to "Commercial".

NOTE: The purpose of the application is to provide for a change in zoning from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District for property located at 549 Stone Church Road East.

The purpose of the proposed By-law is to permit development of the subject land for a neighbourhood shopping plaza in conjunction with the adjacent land to the north and west. In addition, the By-law provides for the following variances as special requirements:

- (a) To permit a restaurant only within the existing stone house at 549 Stone Church Road East;
- (b) The provisions for maximum lot depth and maximum lot area shall not apply.

18. That APPROVAL be given to Zoning Application 89-67, DeSantis Group Inc., prospective owner, requesting a modification to the "I" (Central Business District, etc.) District regulations, to permit the construction of a 13 storey mixed residential/commercial building containing approximately 3,100m² of commercial and office space, 72 apartment units and 275 public parking spaces, for the property located at 18 Main Street East, as shown on the map attached herewith and marked Appendix "K", on the following basis:
- (a) That the "I" (Central Business District, etc.) District regulations, as contained in Section 15 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:
 - (i) That notwithstanding Section 15.(3)(iii)(b), a minimum rear yard of 4.5m shall be provided and maintained;
 - (ii) That notwithstanding Section 15.(4)(iii), a multiple dwelling having a maximum of 72 dwelling units shall be permitted;
 - (iii) That notwithstanding Section 18A.(1)(c) one loading space having a minimum dimension of 9.0m x 3.7m x 4.3m shall be provided and maintained;
 - (iv) That notwithstanding Section 18A.(1)(d), one loading space having a minimum dimensions of 9.0m x 2.6m x 4.3m shall be provided and maintained;
 - (v) That notwithstanding Section 18A.(7), nine of the required parking spaces shall have minimum dimensions of 2.6m x 5.0m and 324 parking spaces shall have minimum dimensions of 2.6m x 5.89m;
 - (vi) That notwithstanding Section 18A.(9) and 18A.(1)(f) Table 6, the manoeuvring space for five parking spaces shall be located off-site;
 - (vii) That notwithstanding Section 18A.(20)(a)(ii), the required residential visitor parking will be located within the area designated for commercial parking spaces.
 - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1144, and that the subject lands on Zoning District Maps E-4 and E-5 be notated S-1144;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-4 and E-5 for presentation to City Council;
 - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

- (e) That the Corktown Neighbourhood Plan be amended by redesignating the subject lands from "Commercial" to "Commercial and Apartments".

NOTE: The purpose of this By-law is to provide for a modification to the "I" (Central Business District, etc.) District regulations, for the property located at 18 Main Street East.

The effect of this By-law is to permit the construction of a 13 storey mixed residential/commercial building containing approximately 3,100m² of commercial and office space (ground and 7th floor), 72 apartment units (from the 8th to the 13th floors) and 275 public parking spaces (from the 2nd to the 6th floors).

In addition, the By-law provides for the following variances, to permit:

- (a) A rear yard of 4.5m instead of the required 7.5m;
- (b) 72 apartment units instead of the legally permitted 30 units;
- (c) One small residential loading space (9.0m x 3.7m x 4.3m) instead of providing one large loading space (18.0m x 3.7m x 4.3m);
- (d) One commercial loading space having a dimension of 9.0m x 2.6m x 4.3m instead of providing two loading spaces having dimensions of 18.0m x 3.7m x 4.3m.
- (e) Nine parking spaces to have dimensions of 2.6m x 5.0m, and 324 parking spaces to have dimensions of 2.6m x 5.89m, instead of the required 2.6m x 6.0m.
- (f) The manoeuvring area for 5 parking spaces to be located off-site; and,
- (g) The residential visitor parking in the commercial parking area.

19. That leave BE GRANTED to introduce the following Bills:

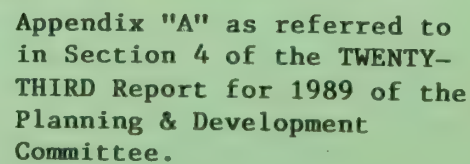
- (a) Bill D-114 A By-law to authorize Clearing of Domestic and Industrial Waste on the Premises located at Municipal No. 313 Wentworth Street North.
- (b) Bill D-115 A By-law to authorize the Removal of Two Inoperative Vehicles at Municipal No. 31 South Street pursuant to Section 31 of The Planning Act, 1983, S. O. 1983, c. 1.

- (c) Bill D-116 A By-law to authorize Clearing of Domestic and Industrial Waste on the premises located at Municipal No. 111 Cope Street.
- (d) Bill D-118 A By-law to adopt Official Plan Amendment No. 79 respecting lands located at Municipal Nos. 197 and 211 Stone Church Road East, within the Jerome Neighbourhood.
- (e) Bill D-119 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 1073, 1081 and 1085 Rymal Road East.
- (f) Bill D-120 A By-law to designate land located at Municipal No. 65 Markland Street as property of Historic and Architectural Value and Interest.
- (g) Bill D-121 A By-law to designate land located at Municipal No. 105 Aberdeen Avenue as property of Historic and Architectural Value and Interest.
- (h) Bill D-122 A By-law to designate land located at Municipal No. 112 Aberdeen Avenue as property of Historic and Architectural Value and Interest.
- (i) Bill D-123 A By-law to designate land located at Municipal No. 260 MacNab Street North as property of Historic and Architectural Value and Interest.
- (j) Bill D-124 A By-law to amend Zoning By-law No. 6593 as amended by Zoning By-laws No. 84-226 and 88-114 respecting lands located at Municipal Nos. 240-244 Quigley Road.
- (k) Bill D-125 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal Nos. 272-288 Limeridge Road East.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder
Secretary
1989 September 27



MAIN STREET WEST
COMMUNITY IMPROVEMENT PLAN

PURPOSE:

TO DESIGNATE MAIN STREET WEST FROM LOCKE TO QUEEN STREETS AS A COMMUNITY IMPROVEMENT PLAN AREA IN ORDER TO IMPLEMENT B.I.A. DESIGNATION, AND THE SUBSEQUENT CORPORATION OF THE CITY OF HAMILTON'S COMMERCIAL FACADE LOAN PROGRAMME AND THE COMMERCIAL IMPROVEMENT PROGRAMME VEHICLES TO MEET THE IMPROVEMENT NEEDS OF THE AREA.

PREFACE:

THE CITY OF HAMILTON IS CURRENTLY IN THE PROCESS OF DESIGNATING THE MAIN STREET WEST B.I.A., ON MAIN STREET WEST BETWEEN LOCKE AND QUEEN STREETS. THIS WRITTEN PLAN CONSTITUTES THE CORRESPONDING COMMUNITY IMPROVEMENT PROGRAMME PLAN.

INTRODUCTION:

MAIN STREET WEST IS SLATED FOR MAJOR ROAD RECONSTRUCTION IN 1990. AS WELL, THE AREA SERVES AS A GATEWAY INTO THE CITY. A COMMUNITY IMPROVEMENT PLAN WOULD COORDINATE EFFORTS TO COMPLIMENT THE FUTURE DEVELOPMENT OF THE AREA.

THE OFFICIAL PLAN STATES "COUNCIL WILL UNDERTAKE TO KEEP IN A FIT AND WELL, MAINTAINED CONDITION ALL MUNICIPAL PROPERTIES AND OTHER PUBLIC WORKS" (SUB-SECTION .5, 5.4)

IN ADDITION TO INCREASING THE ATTRACTIVENESS OF THE AREA, RENOVATIONS WILL INCREASE THE REVITALIZATION OF EXISTING BUILDINGS; PREVIOUSLY UNUSED SPACE CAN BE TRANSFORMED INTO OFFICE OR APARTMENTS.

Appendix "B" as referred to in
Section 5 of the TWENTY-THIRD
Report for 1989 of the
Planning & Development
Committee.

LOCKE PLACE
COMMUNITY IMPROVEMENT PLAN

PURPOSE:

THE CORPORATION OF THE CITY OF HAMILTON'S COMMERCIAL FACADE LOAN PROGRAMME AND COMMERCIAL IMPROVEMENT PROGRAMME AS VEHICLES TO MEET THE IMPROVEMENT FOR THE AREA.

PREFACE:

THE CITY OF HAMILTON IS CURRENTLY IN THE PROCESS OF DESIGNATING THE LOCKE PLACE B.I.A. ON LOCKE STREET SOUTH FROM HERKIMER TO MAIN STREET. THIS WRITTEN PLAN CONSTITUTES THE CORRESPONDING COMMUNITY IMPROVEMENT PROJECT PLAN.

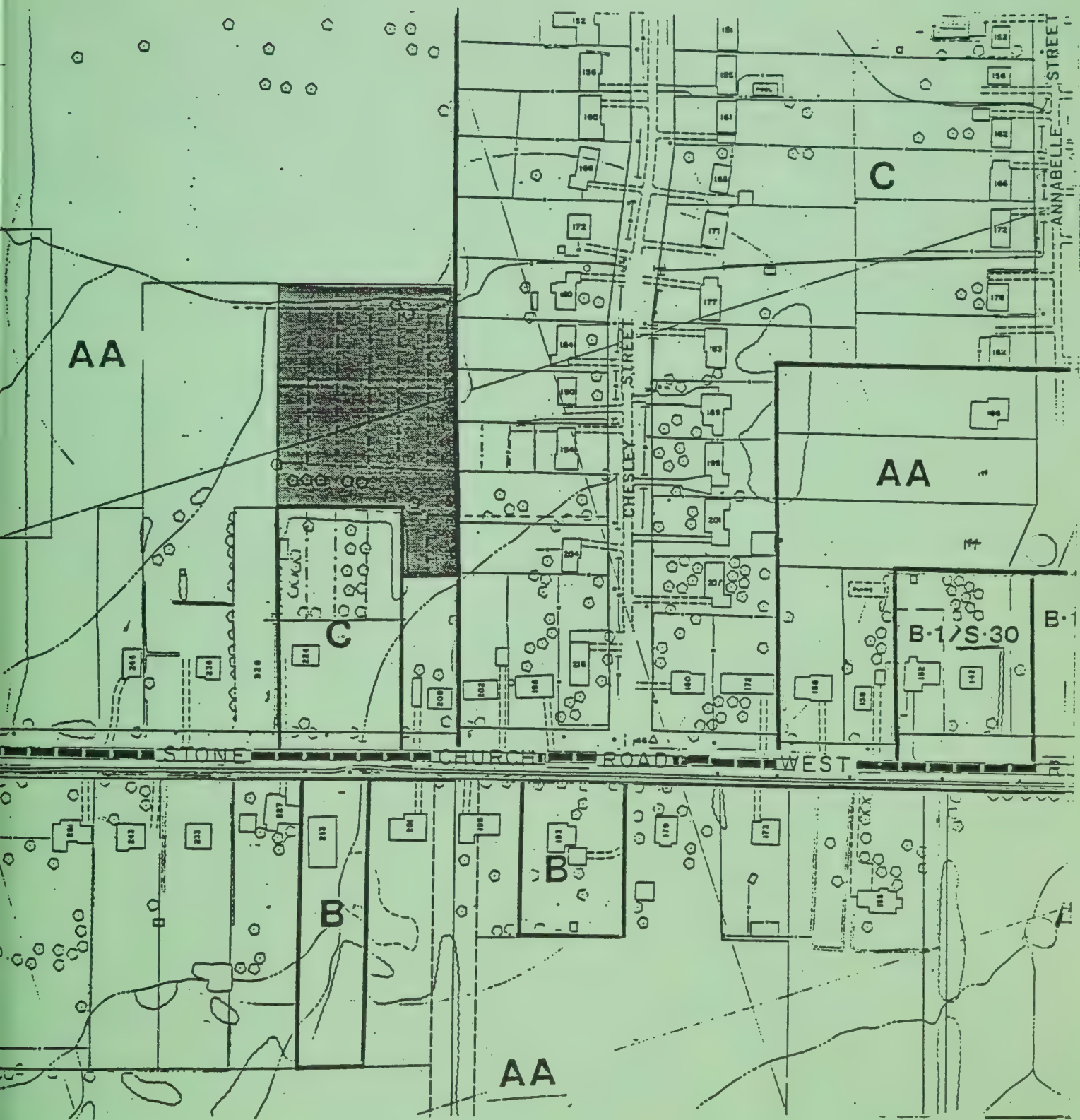
INTRODUCTION:

LOCKE PLACE IS CURRENTLY IN THE PROCESS OF BECOMING A BUSINESS IMPROVEMENT AREA (B.I.A.). OVER THE YEARS, THE MERCHANTS HAVE GROWN TO UNDERSTAND WHAT A B.I.A. IS AND HAVE NOTICED THE BENEFITS OTHER AREAS HAVE ACHIEVED AFTER BECOMING A B.I.A. FOR EXAMPLE, THE COMMERCIAL FACADE LOAN PROGRAMME. THIS UNIQUE AREA WOULD BENEFIT AS A DISTINCTIVE B.I.A. ENTITY.

THE OFFICIAL PLAN STATES "COUNCIL WILL UNDERTAKE TO KEEP IN A FIT AND WELL MAINTAINED CONDITION ALL MUNICIPAL PROPERTIES AND OTHER PUBLIC WORKS". (SUB-SECTION .5, 5.4)

IN ADDITION TO INCREASING THE ATTRACTIVENESS OF THE AREA, RENOVATIONS WILL REVITALIZE EXISTING BUILDINGS. PREVIOUSLY UNUSED SPACE CAN BE TRANSFORMED INTO OFFICE OR APARTMENTS. THROUGH THE USE OF OTHER AVAILABLE PROGRAMMES SUCH AS CONVERT-TO-RENT AND THE PROVINCIAL LOW-RISE PROGRAMME THESE COMPLIED WITH THE ABOVE MENTIONED PROGRAMMES WILL HAVE A STRONG POSITIVE IMPACT ON THE COMMERCIAL AND RESIDENTIAL ELEMENTS OF THE NEIGHBOURHOOD.

Appendix "C" as referred to
in Section 6 of the TWENTY-
THIRD Report for 1989 of the
Planning & Development
Committee.



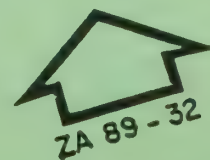
Legend



Site of the Application

D-19

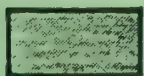
Appendix "D" as referred to
in Section 12 of the TWENTY-
THIRD Report for 1989 of the
Planning & Development
Committee.



APPENDIX A



LEGEND



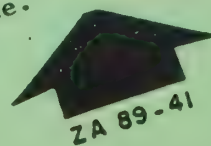
SITE OF THE APPLICATION

D-21

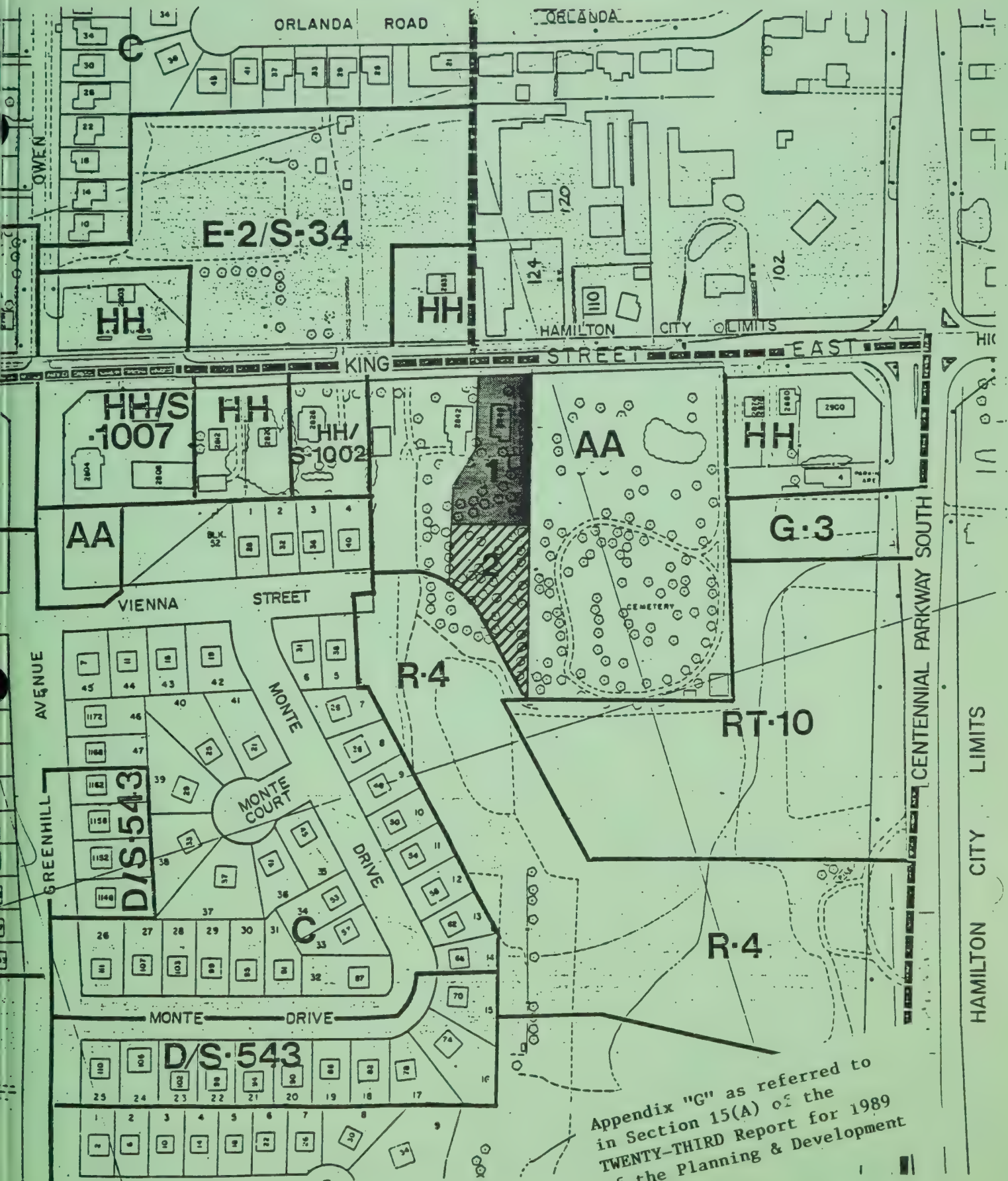


LOCATION OF PROPOSED PYLON SIGN

Appendix "F" as referred to in
Section 14 of the TWENTY-
THIRD Report for 1989 of the
Planning & Development
Committee.



APPENDIX A



Legend

Proposed change in zoning from "AA" (Agricultural) District to:

BLOCK 1



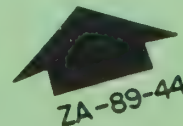
"HH" (Restricted Community Shopping and Commercial) District.

BLOCK 2

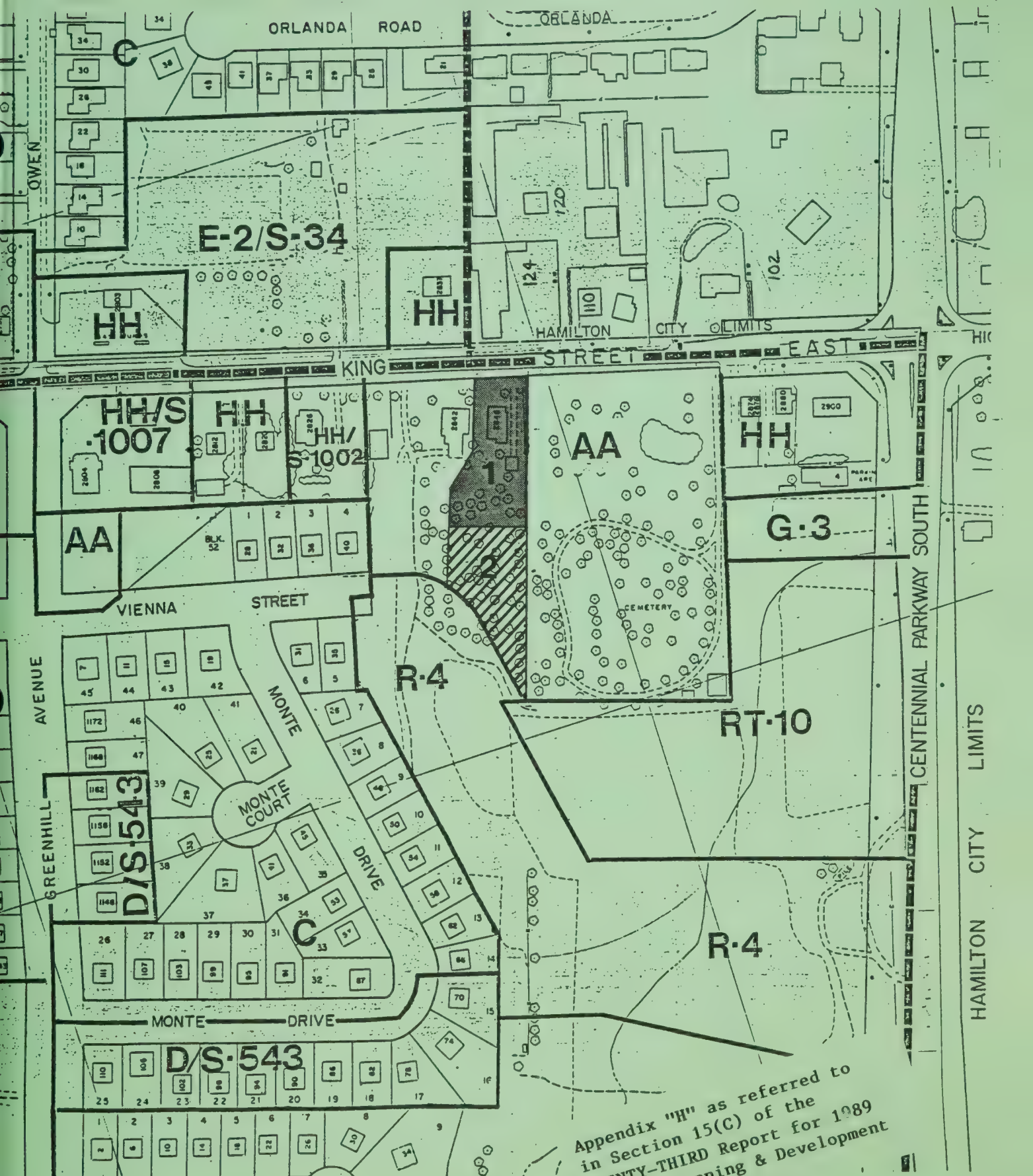


"R-4" (Small Lot Single - Family Detached) District.
D-22

Appendix "G" as referred to
in Section 15(A) of the
TWENTY-THIRD Report for 1989
of the Planning & Development
Committee.



APPENDIX A



Appendix "H" as referred to in Section 15(C) of the TWENTY-THIRD Report for 1989 of the Planning & Development Committee.

Legend

BLOCK 1

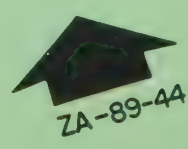


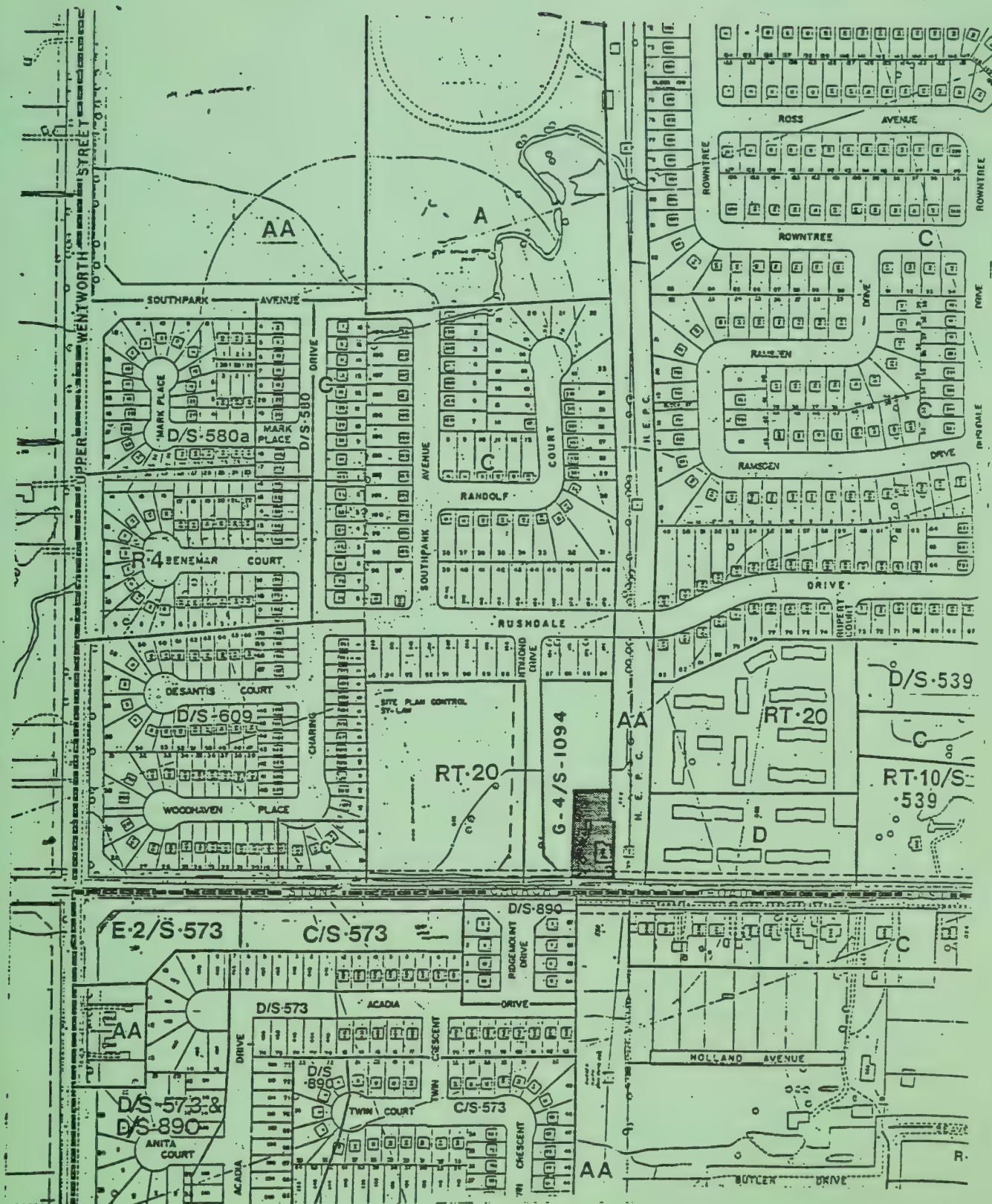
Modification to the "AA" (Agricultural) District.
D-23

BLOCK 2



Change in zoning from "AA" (Agricultural) District to
"R-4" (Small Lot Single - Family Detached) District.





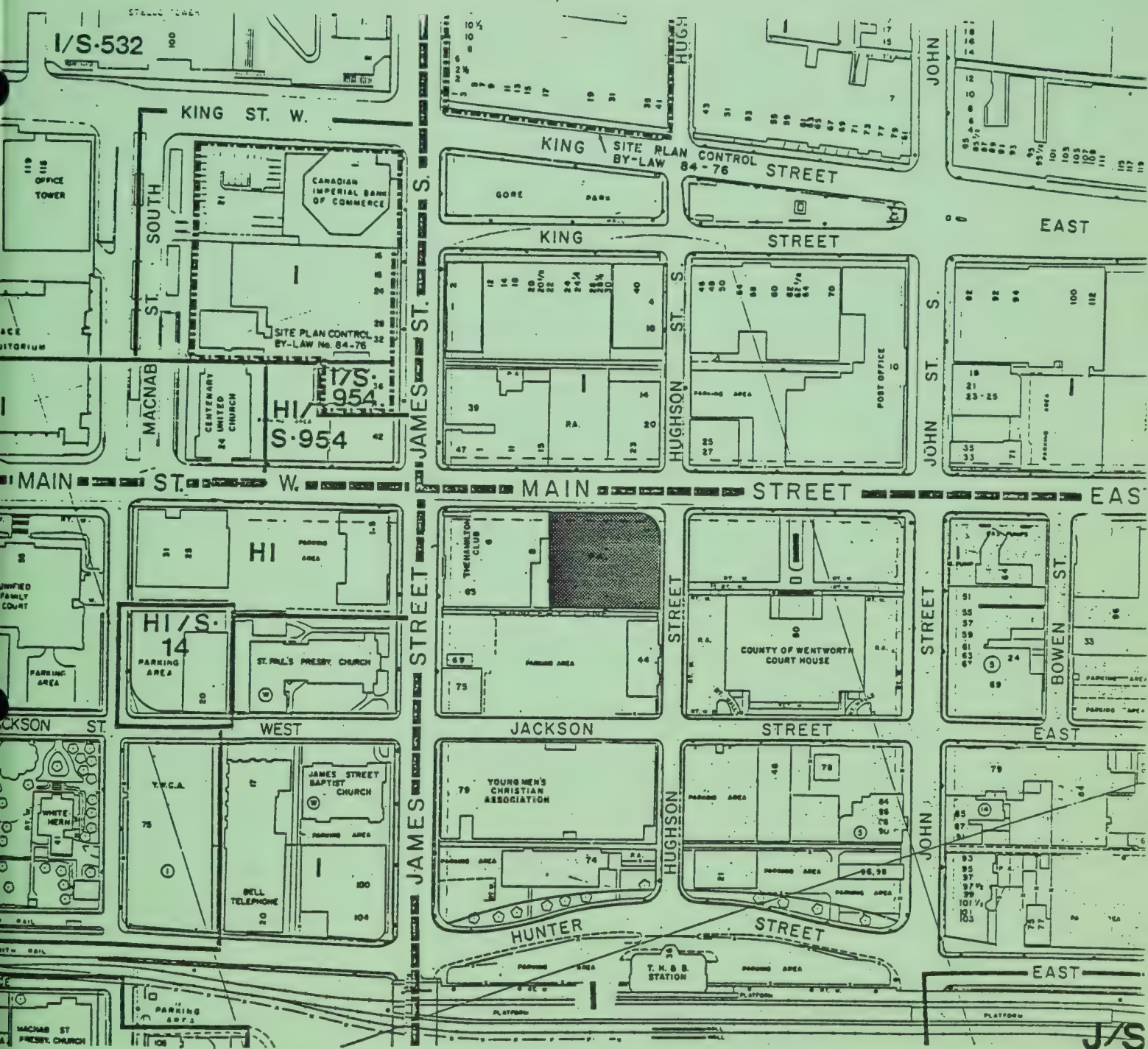
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Site of the Application

Appendix "J" as referred to in Section 17 of the TWENTY-THIRD Report for 1989 of the Planning & Development Committee.





Legend



Site of the Application

Appendix "K" as referred to
in section 18 of the TWENTY-
THIRD Report for 1989 of the
Planning & Development Committee.



REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its FIFTH Report for 1989 and respectfully recommends:

1. That the City of Hamilton send letters to the Entertainment Standards Branch of the Ministry of Consumer and Commercial Relations and the City of Stoney Creek expressing concern that the matter of increasing bingo prize boards not be decided until the new Provincial legislation regulating bingo is at least introduced.

NOTE: The City of Stoney Creek is giving consideration to a request to increase the bingo prize boards from \$3,500. to \$4,500. by the charities at the Centennial Bingo Hall. Should this request be approved, it may have an adverse impact on Hamilton's charities. Some Hamilton charities have already expressed concern about the market becoming over-saturated and their profits being reduced.

The Province has recently announced a moratorium on the opening of new bingo halls until such time as new legislation regulating bingo is approved. This new legislation is intended to address market over-saturation, increasing prize boards and a number of other important issues affecting the industry.

RESPECTFULLY SUBMITTED

ALDERMAN D. CHRISTOPHERSON
CHAIRMAN
LICENSING COMMITTEE

Stella Glover
Secretary

NOTICE OF MOTION

11
27

NOTICE OF MOTION

Moved: Brian Hinkley

THAT THE REPORT ENTITLED "A PROPOSAL TO
INCREASE COMMITTEE EFFICIENCY AND REDUCE
COSTS AT CITY HALL" BE ADOPTED.

A
PROPOSAL
TO
INCREASE COMMITTEE EFFICIENCY
AND
REDUCE COSTS
AT
CITY HALL

By
Alderman Brian Hinkley
September, 1989

INTRODUCTION:

OUR PRESENT COMMITTEE STRUCTURE DEVELOPED DUE TO DECISIONS BASED UPON A POLITICAL BASIS. THE STRUCTURE IS NOT GEARED TOWARDS ACHIEVING EFFICIENCY, REDUCING COSTS, OR ASSESSING EFFECTIVENESS.

THERE CONTINUES TO BE DISCUSSION AND CONFUSION RESPECTING COMMITTEE JURISDICTION AND PROCESS. THIS CONFUSION IS A CONTRIBUTING FACTOR TOWARDS WASTING TIME, ENERGY, CREATIVITY, INITIATIVE AND TAX DOLLARS.

MAINTAINING THE FUNCTION OF THE CHIEF ADMINISTRATIVE OFFICER HAS BEEN QUESTIONED ON SEVERAL OCCASIONS. THE COST OF THIS OPERATION IS APPROXIMATELY \$_____ PER YEAR.

THE STANDING COMMITTEE MEETINGS ARE A HODGE-PODGE OF SCHEDULING, DURATION AND ATTENDANCE.

THE AMOUNT OF STAFF TIME AND PAPER WORK INVOLVED IN PREPARING AGENDAS, REPORTS, MINUTES, NOTICES AND ARRANGEMENTS FOR MEETINGS IS EXPENSIVE.

THE REQUIREMENTS FOR SENIOR STAFF TO SPEND SEVERAL HOURS AT AN EXCESSIVE NUMBER OF COMMITTEE MEETINGS IS WASTEFUL. ONE COULD EASILY SAY THAT CITY HALL OPERATES ON PAPER, COFFEE AND PEOPLE. THE MOST VALUABLE AND COSTLY ARE PEOPLE. OUR HUMAN RESOURCES DO NOT COME CHEAP ANYMORE. IT IS INCUMBENT THAT OUR MOST VALUABLE RESOURCE BE USED EFFICIENTLY.

THE CHIEF MAGISTRATE OF THE CITY OF HAMILTON HAS PRECIOUS LITTLE TIME TO SQUANDER. THE MAYOR SHOULD BE FREE TO ATTEND MEETINGS AS HIS SCHEDULE PERMITS. BY INTRODUCING GREATER SCHEDULING FLEXIBILITY, THE MAYOR WILL HAVE THE OPPORTUNITY TO FOCUS ATTENTION ON THE BIGGER PICTURE. IT IS TO THE CITY'S ADVANTAGE TO HAVE THE MAYOR FREE TO MEET WITH CABINET MINISTERS, DEVELOPERS, AND PUSHING CITY PROJECTS, RATHER THAN GETTING CAUGHT UP IN THE MINUTIA OF MINOR MATTERS SUCH AS ENCROACHMENT AGREEMENTS, ETC.

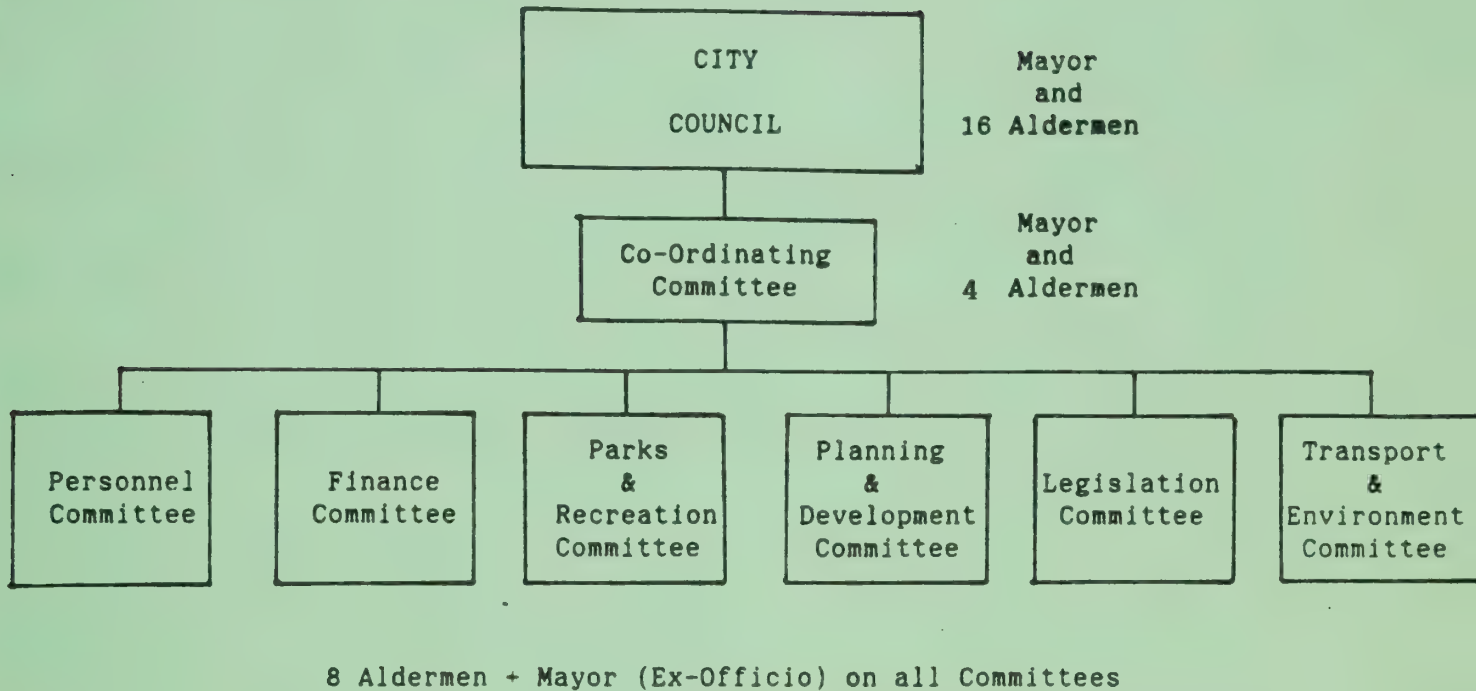
COUNCIL'S STANDING COMMITTEES HAVE DIFFERENT WORK LOADS AND DIFFERENT SCHEDULES. THESE INCONSISTENCIES CAN BE MODIFIED TO RATIONALIZE AND STANDARDIZE THEIR OPERATION.

THE RECOMMENDATIONS TO FOLLOW WILL REDUCE STAFFING COSTS, UTILIZE OUR HUMAN RESOURCES MORE EFFICIENTLY, STREAMLINE COMMITTEE OPERATION, REDUCE PAPER WORK, SAVE TIME, REDUCE OVERLAPPING RESPONSIBILITIES, INCREASE POLITICAL CONTROL, AND RESULT IN HIGHER LEVELS OF DECISION-MAKING AT AN OVERALL LOWER COST.

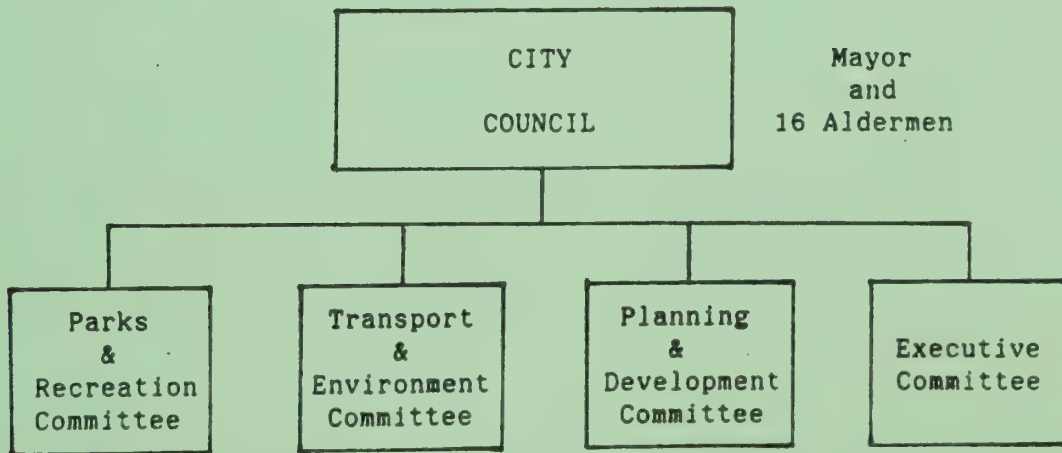
THIS PROPOSAL WILL:

1. ESTABLISH AN EXECUTIVE COMMITTEE WITH REPRESENTATION FROM EVERY WARD IN THE CITY.
2. REDUCE COSTS.
3. PROVIDE THE OPTION TO ELIMINATE THE CHIEF ADMINISTRATOR'S OFFICE.
4. REDUCE PAPER WORK.
5. REDUCE STAFF TIME AT COMMITTEES.
6. REDUCE THE NUMBER OF STANDING COMMITTEES FROM SEVEN TO FOUR.
7. REDUCE DUPLICATION AND OVERLAP OF COMMITTEE WORK.
8. STREAMLINE COMMITTEE WORK.
9. STANDARDIZE COMMITTEE SCHEDULING.
10. FREE UP TIME FOR THE MAYOR TO ATTEND TO IMPORTANT AND PRESSING MATTERS.

PRESENT STANDING COMMITTEE STRUCTURE



PROPOSED NEW STANDING COMMITTEE STRUCTURE



P R E S E N T S Y S T E M :

CO-ORDINATING COMMITTEE

THE CO-ORDINATING COMMITTEE:

- DOES NOT SUFFICIENTLY REPRESENT THE CITIZENS OF HAMILTON ON THE BASIS OF ONE ALDERMAN PER WARD.
- OVERLAPS AND CONFLICTS WITH THE FUNCTION OF THE PERSONNEL COMMITTEE AND FINANCE COMMITTEE.
- SHARES THE RESPONSIBILITY OF GRANTS WITH THE FINANCE AND LEGISLATION COMMITTEES.

N E W S Y S T E M :

EXECUTIVE COMMITTEE

THE EXECUTIVE COMMITTEE:

- PROVIDES FOR AN EIGHT-MEMBER COMMITTEE WITH THE MAYOR AS EX-OFFICIO. THIS WILL PROVIDE FOR CITY-WIDE PRESENTATION ON A WARD-BY-WARD BASIS.
- ELIMINATE CONFLICTING RESPONSIBILITIES ON FINANCE, PERSONNEL AND THE GRANTS PROCESS.
- THE MAYOR WILL BE IN A BETTER POSITION TO UTILIZE HIS TIME SIMILAR TO THE REGIONAL CHAIRMAN.

COMMITTEE WORKLOAD

PRESENT SYSTEM

<u>COMMITTEE</u>	<u>WORKLOAD</u>
CO-ORDINATING	LIGHT
PERSONNEL	LIGHT
LEGISLATION	MEDIUM
FINANCE	MEDIUM -
PARKS AND RECREATION	MEDIUM TO HEAVY
TRANSPORT AND ENVIRONMENT	HEAVY
PLANNING AND DEVELOPMENT	HEAVY

NEW SYSTEM

<u>COMMITTEE</u>	<u>WORKLOAD</u>
EXECUTIVE	HEAVY
TRANSPORT AND ENVIRONMENT	HEAVY
PLANNING AND DEVELOPMENT	HEAVY
PARKS AND RECREATION	MEDIUM TO HEAVY

SCHEDULING

PRESENT SYSTEM

<u>COMMITTEE</u>	<u>DAY</u>	<u>TIME</u>
LEGISLATION	MONDAY	9:30 A.M.
TRANSPORT AND ENVIRONMENT	MONDAY	2:00 P.M.
PARKS AND RECREATION	TUESDAY	9:30 A.M.
FINANCE	TUESDAY	2:00 P.M.
PERSONNEL	WEDNESDAY	9:30 A.M.
PLANNING AND DEVELOPMENT	WEDNESDAY	1:30 P.M.
CO-ORDINATING	THURSDAY	3:00 P.M.

NEW SYSTEM

(STANDARDIZED)

<u>COMMITTEE</u>	<u>DAY</u>	<u>TIME</u>
TRANSPORT AND ENVIRONMENT	MONDAY	9:30 A.M.
PARKS AND RECREATION	TUESDAY	9:30 A.M.
PLANNING AND DEVELOPMENT	WEDNESDAY	9:30 A.M.
EXECUTIVE	THURSDAY	9:30 A.M.

RATIONALIZATION OF COMMITTEE AND STAFF

PRESENT SYSTEM

COMMITTEE

CO-ORDINATING

TRANSPORT AND ENVIRONMENT

PARKS AND RECREATION

PLANNING AND DEVELOPMENT

PERSONNEL

FINANCE

LEGISLATION

STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

NEW SYSTEM

COMMITTEE

EXECUTIVE

TRANSPORT AND ENVIRONMENT

PARKS AND RECREATION

PLANNING AND DEVELOPMENT

STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

THIS REORGANIZATION OF COMMITTEES AND RATIONALIZATION OF RESPONSIBILITIES
AND STAFF RESOURCES SHOULD PRODUCE GREATER EFFICIENCY AT LOWER COSTS.

**ELIMINATION OF
CHIEF ADMINISTRATOR'S OFFICE
(OPTIONAL)**

PRESENT SYSTEM

THE CHIEF ADMINISTRATOR'S OPERATIONS HAS BEEN THE SOURCE OF CONTINUED DISCUSSION BY MEMBERS OF CITY COUNCIL. THE PROPOSAL BEING SUGGESTED PROVIDES THE OPPORTUNITY TO DISCUSS THE MERITS OF MAINTAINING THIS ENTITY.

THE COSTS OF MAINTAINING THE FUNCTION OF THE C.A.O.'S OFFICE IS APPROXIMATELY \$ _____ ANNUALLY.

NEW SYSTEM

THE PROPOSAL BEING SUGGESTED WILL WORK WHETHER OR NOT THE C.A.O.'S OFFICE REMAINS.

SHOULD THE C.A.O.'S OFFICE BE ELIMINATED. NOT ONLY WILL DOLLARS BE SAVED. BUT A LARGE AND IDEALLY LOCATED OFFICE SPACE WILL BECOME AVAILABLE. THE DEPARTMENT HEADS AND THE EXECUTIVE COMMITTEE WILL ASSUME THE DUTIES OF THE C.A.O.

COUNCIL NEED NOT ACT ON THIS RECOMMENDATION IN CONCERT WITH THE OTHERS. COUNCIL COULD MAINTAIN THE OFFICE. ELIMINATE IT. OR PHASE OUT THE OPERATION IN CONSULTATION WITH THE PRESENT C.A.O. INCUMBENT.

C O N C L U S I O N

ARE WE OPEN TO CHANGE?

THIS REPORT IS DIRECTED TOWARDS THE IMPLEMENTATION OF A MODERATE SHIFT. THIS PROPOSED COMMITTEE REORGANIZATION WILL REALLOCATE RESOURCES. THE EFFECT WILL BE A CLEAR IMPROVEMENT IN THE DECISION-MAKING PROCESS.

THE ATTAINMENT OF THE CITY'S GOALS AND OBJECTIVES WILL BE MET WITH GREATER EFFECTIVENESS AND EFFICIENCY. THE IMPROVED COMMUNICATIONS AND LOWER OVERALL COSTS WILL ALL ADD UP TO HIGHER LEVELS OF SATISFACTION.

IF THERE IS THE ENERGY TO CHANGE THE CHANNEL OF COMMUNICATIONS AND OUR REPORTING RELATIONSHIP; EVEN THE WAY WE RELATE TO ONE ANOTHER, THEN PROGRESS IS OURS.

CA4 ON HBLA08

B91
1989

2. not filed
Bill No. A-30

BY-LAW NO. 89 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 10th DAY OF OCTOBER A.D., 1989

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the
Revised Statutes of Ontario, 1980, the powers of a municipal corporation
are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act,
being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of
every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the
Council of The Corporation of the City of Hamilton at this meeting be
confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton
enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton
in respect to each recommendation contained in the Reports of the
Committees and of the local Boards and Commissions and each motion
and resolution passed and other action taken by the Council of The
Corporation of the City of Hamilton at this meeting is hereby adopted
and confirmed as if all such proceedings were expressly in this By-
law.
2. The Mayor and the proper officials of The Corporation of the City of
Hamilton are hereby authorized and directed to do all things
necessary to give effect to the action of the Council of The
Corporation of the City of Hamilton referred to in the preceding
section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the
City Clerk, or in the absence of the City Clerk, the Deputy City
Clerk are authorized and directed to execute all documents necessary
in that behalf and to affix thereto the seal of The Corporation of
the City of Hamilton.

PASSED this

day of

A.D. 1989

1

CITY CLERK

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO CLOSE A PORTION OF RUPERT COURT
SHOWN AS PARTS 1, 2 AND 5 ON PLAN 62R-10430

AND

TO AUTHORIZE THE SALE OF PARTS 1 AND 2 ON PLAN 62R-10430

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-73 on the 8th day of March, 1988 to lay out and establish the lands, more particularly described in Schedule "A" thereto annexed, as a public highway to form part of Rupert Court;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 8 of the 9th Report of the Transport & Environment Committee, on April 25, 1989, directed that that portion of Rupert Court laid out and established as a public highway by By-law No. 88-73 be stopped-up, closed and sold as hereinafter provided, the extent and boundaries of which are more particularly described in Schedule "A" attached hereto;

AND WHEREAS Los Andes of Hamilton Co-operative Inc. is the abutting owner to the west of the highway;

AND WHEREAS The Corporation of the City of Hamilton is the abutting owner to the east of the highway;

AND WHEREAS Notice of the said by-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That portion of the public highway known as Rupert Court extension, the extent and boundaries of which are more particularly described in Schedule "A" hereto annexed is hereby stopped-up and closed.
2. Subject to section 3, the soil and freehold in those portions of the said highway hereby stopped-up and closed, designated as Parts 1 and 2 on Plan 62R-10430, may be offered for sale for the sum of ONE DOLLAR (\$1.00), to the owners of the abutting lands, being Los Andes of Hamilton Co-operative Inc.
3. If Los Andes of Hamilton Co-operative Inc. does not purchase the said portion of the highway hereby stopped-up and closed within 60 days of the date of passing of this by-law, the sale of same may be authorized to any other person as may be approved by subsequent by-law.
4. Schedule "A" hereto annexed is included in and forms part of this by-law.

5. (1) Subject to subsection (2), this by-law comes into force and effect on the date of its enactment;
- (2) Section 1 comes into force and effect on the date of registration of this by-law in the Land Registry Office for Hamilton-Wentworth (No. 62).

PASSED this day of , A.D.

City Clerk

Mayor

(1989) 9 R.T.E.C. 8(a) and (b), April 25 1989.

SCHEDULE 'A'

Part of Parcel 9-14, Section Bar. 7

Being parts of Rupert Court as established by City of Hamilton By-law No. 88-73, Registered in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth (No. 62) as 220036 L.T. and being formerly part of Lot 9, Concession 7 in the former geographic Township of Barton in the City of Hamilton, Regional Municipality of Hamilton-Wentworth and designated as Parts 1, 2 and 5, Plan 62R-10430, being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO DESIGNATE PARTS 4 AND 5, PLAN 62R-10430,
PART OF RUPERT COURT EXTENSION,
AS A PUBLIC WALKWAY

AND

TO REPEAL BY-LAW NO. 89-239

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-73 on the 8th day of March, 1988 to lay out and establish the lands, more particularly described in Schedule "A" thereto annexed, as a public highway to form part of Rupert Court;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 8 of the 9th Report of the Transport & Environment Committee on the 25th day of April, 1989, directed that that portion of Rupert Court laid out and established as a public highway by By-law No. 88-73 be stopped-up and closed, and that a portion thereof be designated as a public walkway as hereinafter provided;

AND WHEREAS the lands to be hereby designated as a public highway are owned by the Corporation of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 89-239 on the 29th day of August, 1989 to designate a portion of Rupert Court as a public walkway, which by-law was inadvertently enacted in error.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 89-239 is hereby repealed in its entirety.
2. The lands designated as Parts 4 and 5 on Reference Plan No. 62R-10430, more particularly described in Schedule "A" hereto annexed, are hereby designated, laid out and established as a public walkway.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open the lands, more particularly described in Schedule "A" hereto annexed, as a public walkway.
4. Schedule "A" hereto annexed is included in and forms part of this by-law.
5. This by-law comes into force and effect on the date of its enactment.

PASSED this day of , A.D. 1989.

City Clerk

Mayor

(1989) 9 R.T.E.C. 8(a), April 25

SCHEDULE 'A'

Part of Parcel 9-14, Section Bar. 7

Being parts of Rupert Court as established by City of Hamilton By-law No. 88-73, Registered in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth (No. 62) as 220036 L.T. and being formerly part of Lot 9, Concession 7 in the former geographic Township of Barton in the City of Hamilton, Regional Municipality of Hamilton-Wentworth and designated as Parts 4 and 5, Plan 62R-10430, being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO CLOSE AND RETAIN HOLLY AVENUE,
FROM McANULTY BOULEVARD TO THE C.N.R. RIGHT-OF-WAY
SHOWN AS PARTS 1 TO 5 ON PLAN 62R-10453

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 to stop-up any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 23 of the 6th Report of the Transport & Environment Committee on March 14, 1989, directed that that portion of the highway known as Holly Avenue, more particularly described in Schedule "A" attached hereto, be stopped-up, closed and retained.

AND WHEREAS Notice of this By-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport & Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That portion of the highway described in Schedule "A" attached hereto and forming part of this by-law is hereby stopped-up.
2. This by-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 6 R.T.E.C. 23, March 14

SCHEDULE 'A'

Parts of Holly Avenue, Registered Plan No. 505

City of Hamilton

Regional Municipality of Hamilton-Wentworth

designated as Parts 1 to 5 (inclusive) on

Reference Plan 62R-10453

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO CLOSE AND RETAIN A PORTION OF BEACH ROAD
IN AREA OF CN/CP INDUSTRIAL LEAD CROSSING
SHOWN AS PARTS 1, 2 AND 3 ON PLAN 62R-9714

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 to stop-up any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 7 of the 15th Report of the Transport & Environment Committee on October 25, 1988, directed that that portion of the highway known as Beach Road, more particularly described in Schedule "A" attached hereto, be stopped-up, closed and retained.

AND WHEREAS Notice of this By-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport & Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That portion of the highway described in Schedule "A" attached hereto and forming part of this by-law is hereby stopped-up.
2. This by-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 15 R.T.E.C. 7, October 25

SCHEDULE 'A'

Parts of Beach Road as established by City of Hamilton
By-law No. 4572, Registered as Instrument No. 1068 By-law
(being formerly part of Lot 1, Concession 1,
in the geographic Township of Barton)
City of Hamilton
Regional Municipality of Hamilton-Wentworth
as Parts 1, 2 and 3 on Plan 62R-9714.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE PART 1, PLAN 62R-10545
INTO ALBRIGHT ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Albright Road by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Albright Road.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 10 R.C.C. 15(d), May 9

SCHEDULE 'A'

Part of Lot 31, Concession 4, and part of Road Allowance between
Lots 30 and 31, Concession 4 as closed by Township of Saltfleet
By-law 201, registered as Instrument No. 8057, in the geographic
Township of Saltfleet, designated as Part 1, on
Plan 62R-10545.

City of Hamilton

Regional Municipality of Hamilton-Wentworth.

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 26 (No Parking Areas) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Morley	South	commencing at a point 185 feet east of Parkdale and extending to a point 176 feet easterly therefrom
Rebecca	North	commencing at a point 237 feet east of Mary and extending to a point 57 feet easterly therefrom".

PASSED THIS DAY OF , A.D. 198

CITY CLERK

MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 10 (Stops at Intersections) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Ironwood	Northbound	Independence
Rutledge	Southbound	Independence
Rupert	Northbound	Rushdale".

2. Schedule 29 (No Stopping Areas) is hereby amended by adding thereto the following items, namely:-

"Jay	North	Goldfinch to 58 feet east	Anytime
Jay	North	Goldfinch to 50 feet west	Anytime
Princeton	East	Morningside to 99 feet south	Anytime".

PASSED THIS

DAY OF

, A.D. 198

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Authorize:

Clearing of Domestic and Industrial Waste on the Premises Located at
MUNICIPAL NUMBER 313 WENTWORTH STREET NORTH

WHEREAS Section 210 of the Municipal Act, R.S.O. 1980,
c. 302 provides as follows:

210. By-laws may be passed by the councils of local
municipalities:

...

129. For prohibiting, or regulating and
inspecting the use of any land or structures within
the municipality or any defined area or areas
thereof for dumping or disposing of garbage,
refuse, or domestic or industrial waste of any
kind.

AND WHEREAS the Council of The Corporation of the City
of Hamilton passed By-law No. 84-35 on the 14th day of February
1984 to provide for the maintenance of land in a clean and clear
condition;

AND WHEREAS Section 5 of said By-law No. 84-35 requires
every owner, lessee or occupant to keep his or her land free and
clear of all garbage, refuse or domestic or industrial waste;

AND WHEREAS a Notice dated the 9th day of November 1987
was served or caused to be served on the owner of the land located
at Municipal Number 313 Wentworth Street North, pursuant to Section
7(1) of said By-law No. 84-35;

AND WHEREAS the land located at Municipal Number 313
Wentworth Street North, more particularly described in Schedule "A"
annexed hereto has not been cleared of the domestic or industrial
waste as required by the said Notice;

AND WHEREAS Section 9 of By-law No 84-35 provides as
follows:

9. (1) Where the owner, lessee or occupant is in
default of doing the matter or thing required to be done
under this by-law, the commissioner may,

...

(e) remove garbage, refuse or domestic or
industrial waste;

(2) Where any of the matters or things are removed
in accordance with subsection 1, the matters or things
may be immediately disposed of by the commissioner.

(3) The city shall recover the expense in doing a
matter or thing referred to in subsection 1 by action,
or in like manner as municipal taxes;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 2 of the 21st Report of the Planning and Development Committee at its meeting held on the 26th day of September 1989, authorized the Building Commissioner to clear the property located at Municipal Number 313 Wentworth Street North of domestic or industrial waste as defined in the Notice issued pursuant to Section 7 of By-law No. 84-35.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to cause the removal and disposal of all domestic and industrial waste as described in the Notice dated 09 November 1987, issued pursuant to Section 7 of By-law No. 84-35, in respect of the land located at Municipal Number 313 Wentworth Street North, more particularly described in Schedule "A" hereto annexed and forming part of this by-law.

2. It is hereby authorized and directed that the amount expended for the work referred to in Section 1 shall be added to the collector's roll and shall be collected in like manner as municipal taxes.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 21 R.P.D.C. 2, September 26

SCHEDULE "A"

To

By-law No. 89-

Municipal Number 313 Wentworth Street North

The northerly 35 feet of Lot 20 fronting on Wentworth Street in Billings and Lister's Survey in the Block bounded by the Grand Trunk Railway, Barton, William and Wentworth Streets and registered as Plan No. 3, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Authorize:

The Removal of Two Inoperative Vehicles at

MUNICIPAL NUMBER 31 SOUTH STREET

Pursuant to Section 31 of

The Planning Act, 1983, S.O. 1983, c. 1

WHEREAS a Notice dated the 10th day of May 1988 was served or caused to be served in accordance with Section 31(6) of the Planning Act;

AND WHEREAS an Order dated the 22nd day of August 1988 was served or caused to be served in accordance with Section 31(7) of the said Act;

AND WHEREAS no appeal has been lodged with a Judge of the District Court pursuant to Section 31(16) of the said Act;

AND WHEREAS the Order is now deemed to be final and binding pursuant to Section 31(19) of the said Act;

AND WHEREAS the lands located at Municipal No. 31 South Street more particularly described in Schedule "A" hereto annexed have not been cleared of the inoperative vehicles as required by Item 1 of the said Order;

AND WHEREAS the said lands are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74, as amended, which by-law was passed by the Council of The Corporation of the City of Hamilton on the 30th day of April 1974 pursuant to S. 36 of the Planning Act, R.S.O. 1970, c. 349 (now S. 31 of the Planning Act, 1983, S.O. 1983, c. 1);

AND WHEREAS Section 31(20) of the Planning Act provides as follows:

(20) If the owner or occupant of property fails to demolish the property or to repair in accordance with an order as confirmed or modified, the corporation in addition to all other remedies,

(a) shall have the right to...repair the property accordingly and for this purpose with its servants and agents from time to time to enter in and upon the property; and

(b) shall not be liable to compensate such owner occupant or any other person having an interest in the property by reason of anything done by or on behalf of the corporation under the provisions of this subsection;

AND WHEREAS Section 31(1)(f) of the Planning Act defines "repair" to include the taking of such action as may be required so that the property shall conform with the standards established in The Property Standards By-law No. 74-74;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 3 of the 21st Report of the Planning and Development Committee at its meeting held on the 26th day of September 1989, directed that the City carry out the work as defined in Item 1 of the final and binding Order dated the 22nd day of August 1988 issued pursuant to Section 31(7) of the Planning Act, 1983 in respect of the land located at Municipal No. 31 South Street, more particularly described in Schedule "A" annexed hereto.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the work, as described in the Order dated the 22nd day of August 1988, issued pursuant to Section 31(7) of the Planning Act, 1983 in respect of the land located at Municipal Number 31 South Street, more particularly described in Schedule "A" hereto annexed and forming part of this by-law.

2. It is hereby authorized and directed that the amount expended for the work referred to in Section 1 shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this day of

A.D. 1989.

City Clerk

Mayor

SCHEDULE "A"

To

By-law No. 89-

Municipal Number 31 South Street

THOSE lands and premises located in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth, and being composed of FIRSTLY all of Lot 7 according to W. J. McNichol's Survey of Part of Beulah registered in the Registry Office for the Registry Division of Wentworth, as Plan 475; SECONDLY part of Lot 10 according to W. J. McNichol's Survey of part of Beulah registered in the Registry Office for the Registry Division of Wentworth as Plan 475 described as follows:

COMMENCING at an iron pipe planted in the northern limit of the said Lot 10 distant thirty feet (30') easterly from the northwest angle of Lot 10, which said point is also the southwest angle of Lot 7 according to Plan 475;

THENCE easterly along the northerly limit of said Lot 10, thirty feet (30') to an iron pipe planted in the northerly limit of said Lot 10, which said point is also the south east angle of Lot 7, Plan 475;

THENCE southerly and parallel with the westerly limit of said Lot 10, seventy eight feet four inches (78'4") more or less to an iron pipe planted in the northerly limit of a lane twelve feet wide, (12') as shown on Plan 475;

THENCE westerly along the northerly limit of the said lane thirty feet (30') to a point;

THENCE northerly and parallel with the westerly limit of said Lot 10, seventy-eight feet, four inches (78'4") to the place of beginning.

The lands and premises are known municipally as 31 South Street, Hamilton, Ontario.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Authorize:

Clearing of Domestic and Industrial Waste on the Premises Located at

MUNICIPAL NUMBER 111 COPE STREET

WHEREAS Section 210 of the Municipal Act, R.S.O. 1980, c. 302 provides as follows:

210. By-laws may be passed by the councils of local municipalities:

...

129. For prohibiting, or regulating and inspecting the use of any land or structures within the municipality or any defined area or areas thereof for dumping or disposing of garbage, refuse, or domestic or industrial waste of any kind.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 84-35 on the 14th day of February 1984 to provide for the maintenance of land in a clean and clear condition;

AND WHEREAS Section 5 of said By-law No. 84-35 requires every owner, lessee or occupant to keep his or her land free and clear of all garbage, refuse or domestic or industrial waste;

AND WHEREAS a Notice dated the 4th day of April 1989 was served or caused to be served on the owner of the land located at Municipal Number 111 Cope Street, pursuant to Section 7(1) of said By-law No. 84-35;

AND WHEREAS the land located at Municipal Number 111 Cope Street, more particularly described in Schedule "A" annexed hereto has not been cleared of the domestic or industrial waste as required by the said Notice;

AND WHEREAS Section 9 of By-law No 84-35 provides as follows:

9. (1) Where the owner, lessee or occupant is in default of doing the matter or thing required to be done under this by-law, the commissioner may,

...

(a) remove garbage, refuse or domestic or industrial waste;

(2) Where any of the matters or things are removed in accordance with subsection 1, the matters or things may be immediately disposed of by the commissioner.

(3) The city shall recover the expense in doing a matter or thing referred to in subsection 1 by action, or in like manner as municipal taxes;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 5 of the 21st Report of the Planning and Development Committee at its meeting held on the 26th day of September 1989, authorized the Building Commissioner to clear the property located at Municipal Number 111 Cope Street of domestic or industrial waste as defined in the Notice issued pursuant to Section 7 of By-law No. 84-35.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to cause the removal and disposal of all domestic and industrial waste as described in the Notice dated 04 April 1989, issued pursuant to Section 7 of By-law No. 84-35, in respect of the land located at Municipal Number 111 Cope Street, more particularly described in Schedule "A" hereto annexed and forming part of this by-law.

2. It is hereby authorized and directed that the amount expended for the work referred to in Section 1 shall be added to the collector's roll and shall be collected in like manner as municipal taxes.

PASSED this day of

A.D. 1989.

City Clerk

Mayor

(1989) 21 R.P.D.C. 5, September 26

SCHEDULE "A"

To

By-law No. 89-

Municipal Number 111 Cope Street

All of Lot 300 and the northerly twenty feet (20') of Lot 299, Plan 613, in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Adopt:

Official Plan Amendment No. 79

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 197 AND 211 STONE CHURCH ROAD EAST,
WITHIN THE JEROME NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 79 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 21 R.P.D.C. 18(A), September 26
Griffin Development Corporation, Prospective Owner
ZA-89-74

Amendment No. 79

to the

City of Hamilton Official Plan

The following text, together with Schedule "A", attached hereto, constitutes Official Plan Amendment No. 79.

Purpose

The purpose of this Amendment is to redesignate the subject lands from "Open Space" to "Major Institutional" on Schedule "A" - Land Use Concept of the Official Plan.

Location

The lands affected by this Amendment are known municipally as 197 and 211 Stone Church Road East, within the Jerome Neighbourhood.

Basis

The proposal is to develop the subject lands for a one-storey nursing home and a three-storey senior citizens' multiple dwelling. The basis for permitting this proposal is as follows:

- there is a growing demand for this type of retirement facility due to the aging population;
- the site is suitably located on the periphery of the Jerome Neighbourhood. More intense type development is encouraged to locate along the major arterial roadway system;
- it is situated within the Ryckmans Multi-Centre which will provide for a variety of land uses in groupings around the intersection of Upper Wellington Street and Stone Church Road East;
- it is situated on a public transit route;
- it is in close proximity to a future shopping centre at the south-east corner of Upper Wellington Street and Stone Church Road East;
- it will be close to other amenities such as churches, medical offices, etc; and,

- the proposed building, having a maximum height of three stories, would be compatible with the existing low profile development and future development contemplated in this area.

Actual Change

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Open Space" to "Major Institutional", as shown on the attached Schedule "A" of this Amendment.

Implementation

A Zoning By-law Amendment will give effect to the intended use of the subject lands.

This is Schedule 1 to By-law No. 89-____, passed on the ____ day of _____, 1989.

The Corporation of the

City of Hamilton

City Clerk

Mayor

CL-M:CS
OPAFORM

schedule A
amendment no. 79

to the
 official plan
 for the
 city of hamilton

LECI INC.

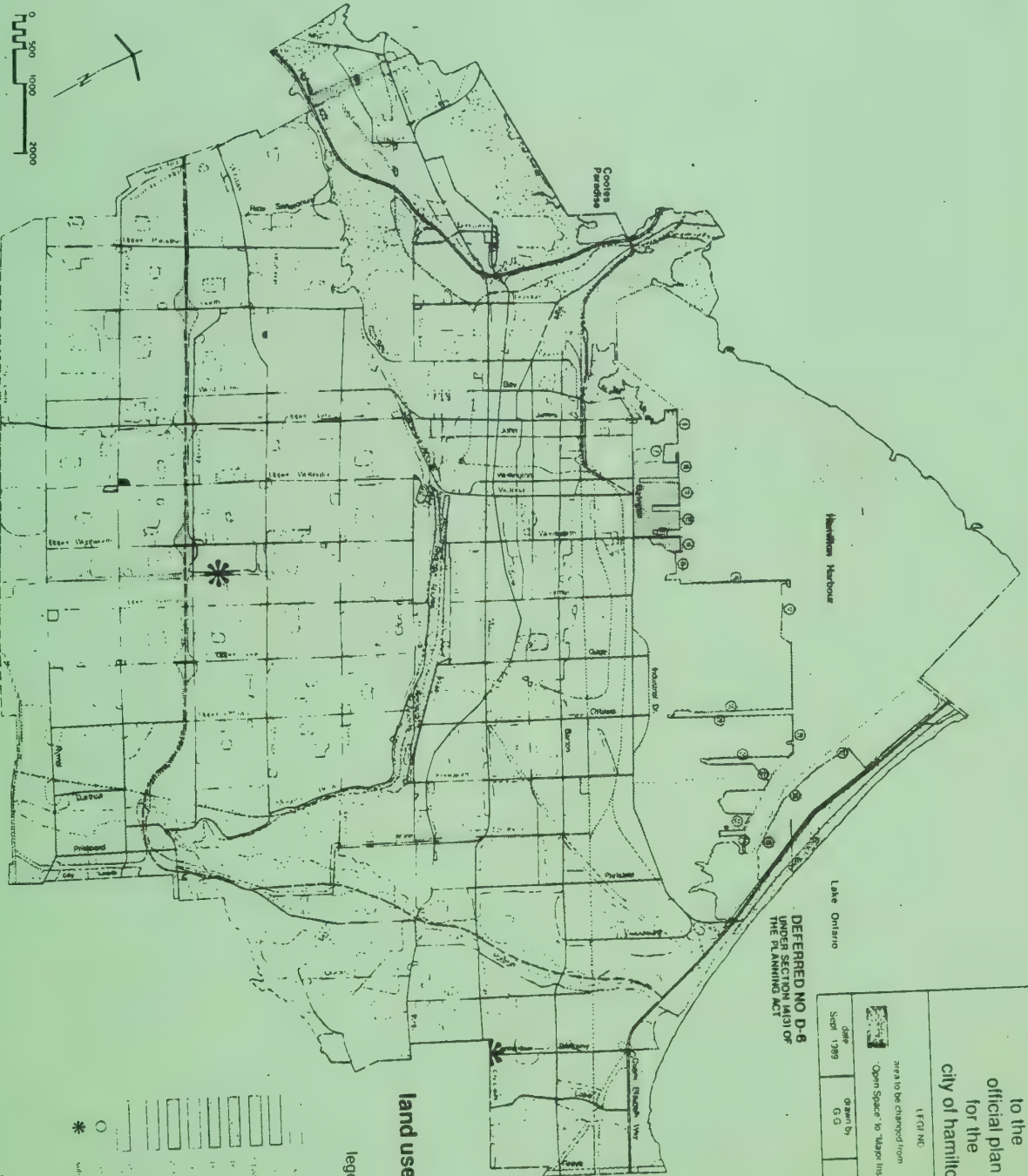
area to be changed from



"Open Space" to "Major Institutional"

date	drawn by	reference: inc no
Sept 1989	G.D.	6 2 79

DEFERRED NO D-6
 UNDER SECTION 44(3) OF
 THE PLANNING ACT



land use concept

legend

- Major Institutional
- Open Space
- Water
- Major Road
- Minor Road
- Railway
- Airport
- Industrial
- Commercial
- Residential
- Park
- Cemetery
- Public Use
- Unserviced Area

schedule A

to the official plan
 for
 the city of hamilton

SEPT 24, 1989

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1073, 1081 AND 1085 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-49D and E-49E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "L-mr-1" (Planned Development - Multiple Residential) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

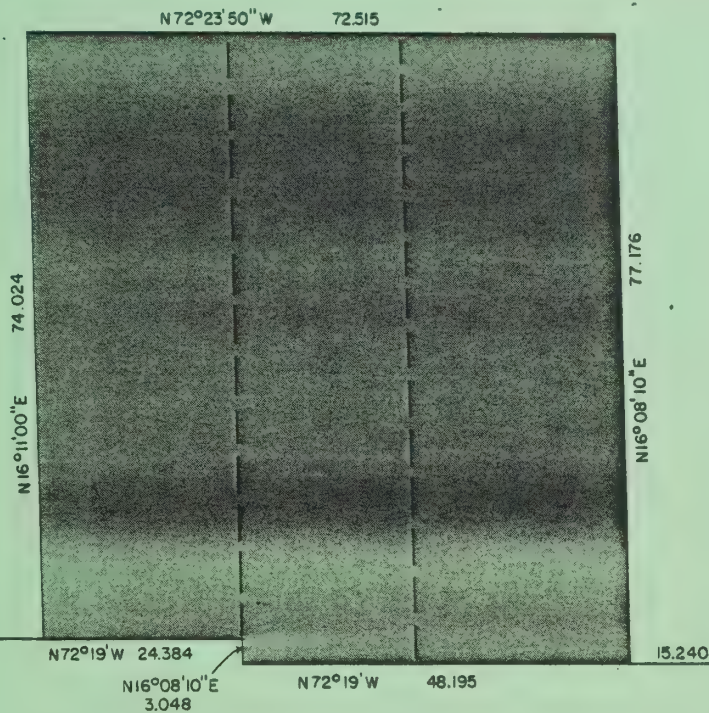
PASSED this

day of

A.D. 1989.

City Clerk

Mayor



UPPER OTTAWA STREET

RYMAL ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 89-.....
Passed the day of, 1989.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Change in zoning from "L-mr-1"(Planned
Development - Multiple Residential) District
Modified, to "RT-20"(Townhouse -
Maisonette) District.

North



Scale
NOT TO SCALE

Date
September 1989

Reference File No.
ZA - 89 - 46

Drawn By
A. P.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Designate:

LAND LOCATED AT MUNICIPAL NO. 65 MARKLAND STREET

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 65 Markland Street and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,
(i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 19 R.P.D.C. 16, August 29

Schedule "A"

To

By-law No. 89-

65 Markland Street, Hamilton, Ontario

Lots 5 and 6, south side of Markland Street and Lot 7,
west side of Dominion Street, Plan 40, in the City of Hamilton, in
The Regional Municipality of Hamilton-Wentworth .

Schedule "B"

To

By-law No. 89-

65 Markland Street, Hamilton, Ontario

Present Context

Standing on Markland Street at the head of Park Street is the stately home built in 1884-5 for John H. Park, a successful Hamilton businessman. Situated in the heart of Durand South, a residential area noted for its tree-lined streets and large, distinguished late Victorian homes, this imposing 2 1/2 storey brick mansion surrounded by mature trees is a neighbourhood landmark.

Architectural Significance

65 Markland Street represents a relatively early and grand-scaled example in this city of the popular Queen Anne style. Though more restrained in character than its flamboyant successors of the 1890s, it nevertheless displays all the main characteristic features of this style: irregular massing and fenestration; window bays; a steep, slate-covered hipped roof animated by tall, decorative chimneys, dormers, and gables trimmed with bargeboard; and a tower. The tall, dominant square tower crowned by a steep pyramid-shaped roof with a bracketed cornice and elongated dormer provides a dramatic focus to the design. Two large triple windows are framed by a round brick arch capped with a stone moulding. Of particular interest are three glass transom lights with hand-painted bird motifs in the second storey window. Other noteworthy exterior features include the two curved bays on the east and west sides of the house, the three gables with gingerbread trim, and the brick corbelling beneath the tower cornice.

Two alterations affecting the exterior of the house were made in 1957 when the house was duplexed. An original open entrance porch with fluted columns was enclosed and the double entrance doors moved to the front of the new vestibule. A verandah extending along the east side of the house was replaced by a large two-storey sunroom addition (recently removed). The house was triplexed in 1980.

Historical Significance

For over 70 years of its history, 65 Markland Street was home to the families of two prominent Hamiltonians. The first owner, John H. Park, was a partner in one of the City's leading wholesale grocery firms, Lucas, Park & Co. located in the stone commercial block at 63-73 MacNab Street North. Upon his death in 1900, the house was bequeathed to his two sisters who remained there until 1914 when it was sold to Sydney Chilton Mewburn.

Bestowed with the title, Major-General the Honourable S. C. Mewburn, this distinguished Canadian was prominent for more than half a century in the legal, financial, political and military affairs of the country. Mewburn combined a respected law practice with service on the boards of some of the country's largest companies as well as an active military and political career.

Appointed in 1917 to the position of acting adjutant general of the Canadian Militia with the rank of major-general, Mewburn subsequently held the post of Minister of Militia and Defence (1917-20) and was twice elected Member of Parliament for Hamilton East. One year after his death in 1956, at the age of 93, the Mewburn family home at 65 Markland Street was sold to Sam Henson Apartments Ltd. and converted to a duplex.

Designated Features

Important to the preservation of 65 Markland Street are the original features of the north, east, and west facades, including the brick masonry walls with stone trim, the slate roof with its gables, dormers and chimneys; the wooden gable trim and bracketed tower cornice; and the original windows and doors, notably the double entrance doors moved from their original location; and surviving elements of the original porch. Excluded are the rear wing, added at a later date, and the entrance vestibule.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Designate:

LAND LOCATED AT MUNICIPAL NO. 105 ABERDEEN AVENUE

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 105 Aberdeen Avenue and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 19 R.P.D.C. 17, August 29

Schedule "A"

To

By-law No. 89-

105 Aberdeen Avenue, Hamilton, Ontario

In the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth and Province of Ontario and being composed of,

FIRSTLY: Part of Lot Number Fifteen in the Fourth Concession of the Township of Barton, now in the City of Hamilton, and which may be more particularly described as follows, that is to say:

COMMENCING at a stone monument planted at the intersection of the Southerly limit of Aberdeen Avenue (road allowance between the third and fourth concessions in the Township of Barton) with the Easterly limit of Bay Street as laid out and shown on plan of survey of the estate of the late Hon. James Turner and John Stuart, registered in the Registry Office for the Registry Division of Wentworth as Plan No. 19, the said Easterly limit of Bay Street being a line drawn parallel with and distant twenty five feet (25') measured Easterly from the Westerly limit of said Lot Number Fifteen in the Fourth Concession of the Township of Barton;

THENCE Southerly along the aforesaid Easterly limit of Bay Street, one hundred and eighty feet (180') more or less to a stone monument planted at the North-westerly angle of Lot Number Thirty as shown on plan of survey known as Inglewood and registered in the Registry Office for the Registry Division of Wentworth as Plan No. 566;

THENCE Easterly along the Northerly limit of said Lot Number Thirty as shown on said registered Plan No. 566, one hundred feet (100') to a point;

THENCE Northerly and parallel with the aforesaid Easterly limit of Bay Street, one hundred and eighty feet (180') more or less to a point in the aforesaid Southerly limit of Aberdeen Avenue;

THENCE Westerly along the Southerly limit of Aberdeen Avenue, one hundred feet (100') more or less to the place of beginning.

On the above described parcel of land is erected the brick dwelling known as 105 Aberdeen Avenue; and

SECONDLY: Part of Lot Number Fifteen in the Fourth Concession of the Township of Barton, described as follows:

COMMENCING at a point in the Southern limit of Aberdeen Avenue distant one hundred feet (100') measured Easterly thereon from the south-east corner of Aberdeen Avenue and Bay Street;

THENCE Easterly along the southern limit of Aberdeen Avenue twenty-six feet six inches (26'6") to a point;

THENCE Southerly parallel to the Western limit of Undercliffe Road, one hundred and eighty feet (180');

THENCE Westerly parallel to the Southern limit of Aberdeen Avenue twenty-six feet six inches (26'6") more or less to a point distant one hundred feet (100') from the eastern limit of Bay Street;

THENCE Northerly parallel to the eastern limit of Bay Street, one hundred and eighty feet (180') more or less to the point of commencement being the parcel of land lying immediately to the East of the parcel of land hereinbefore firstly described.

Lands as described in Instrument No 26773 N.S.

Schedule "B"

To

By-law No. 89-

105 Aberdeen Avenue, Hamilton, Ontario

Present Context

At the south-east corner of Aberdeen Avenue and Bay Street South stands the large, stately home erected in 1893-4 for Hamilton lawyer, P. M. Bankier. Situated near the foot of the escarpment, this imposing late Victorian brick mansion overlooks the residential neighbourhood of Durand South, noted for its tree-lined streets and fine array of large, fashionable late 19th and early 20th century homes. 105 Aberdeen Avenue has a particularly commanding presence, attributable to the tower-like round bay of the front facade which is accentuated by the sloping site.

Architectural Significance

The house represents a grand version of the restrained Queen Anne style adopted for the larger homes built in Hamilton around the turn-of-the-century. Characteristic of this style are the solid, massive form; the asymmetrical composition with projecting bays and wings; the complex roof silhouette featuring dormers, gables and tall chimneys; and the restrained classical ornamentation. Originally, a deep verandah with coupled columns and a bracketed cornice extended the full width of the Aberdeen facade.

The dominant feature of the present house is the tall, projecting round bay with its conical roof, tall double-hung sash windows with single curved glass panes, and horizontal band of smaller windows beneath the bracketed cornice. The verandah and long, broken flight of stairs leading to the front entrance were removed in 1964, at which time the main entrance was relocated to the Bay Street facade and the original doorway bricked in.

Historical Significance

The house has been owned and occupied by the families of three prominent Hamiltonians, two of whom were successful entrepreneurs in the City's important knitting industry. The original owner, Patrick M. Bankier, who occupied the house for only four years, was a partner in the well-known Hamilton firm of lawyers, Crerar, Crerar and Bankier, from 1886 until his sudden death in 1899 at the age of 39. The house was purchased in 1919 by Robert R. Moodie, vice president of the J. R. Moodie Company (formerly the Eagle Knitting Co.) and was sold in 1935 to M. B. Holton, president of the Chapman-Holton Knitting Company, remaining in the ownership of this family until Mrs. R. Holton died in 1988.

Designated Features

Important to the preservation of this house are the original features of the north, east and west facades, including the brick masonry walls with matching sandstone sills and lintels; the slate roof with its dormers and chimneys; the bracketed wooden cornice, and the original windows, most notably those of the front bay and several round-arched windows on the north and west facades.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Designate:

LAND LOCATED AT MUNICIPAL NO. 112 ABERDEEN AVENUE

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 112 Aberdeen Avenue and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

(i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 19 R.P.D.C. 18, August 29

Schedule "A"

To

By-law No. 89-

112 Aberdeen Avenue, Hamilton, Ontario

ALL AND SINGULAR that certain parcel or tract of lands and premises situate, lying and being in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth and being composed of Lots 10, 11 and the south half of Lot 25, Plan 87, with Lots 10 and 11 having a frontage on Aberdeen Avenue of 60 feet each more or less and said Lot 25 having a frontage of 50 feet more or less on Hilton Street, said lands being more particularly described as follows:

COMMENCING at the southwest corner of Lot Number 11 being the northeast corner of Hilton Street and Aberdeen Avenue;

THENCE northerly along Hilton Street, 165 feet to the centre of said Lot 25;

THENCE easterly parallel to Aberdeen Avenue, 120 feet to the public alleyway running from Aberdeen Avenue to Markland Street;

THENCE southerly along the eastern boundaries of Lots 25 and 10, 165 feet to the southeast angle of Lot 10;

THENCE westerly along the northerly boundary of Aberdeen Avenue, being the southerly boundary of Lots 10 and 11, 120 feet to the place of beginning.

Schedule "B"

To

By-law No. 89-

112 Aberdeen Avenue, Hamilton, Ontario

Present Context

The large late-Victorian house at 112 Aberdeen Avenue was built in 1881-1882 for John Alexander. Located on the north-east corner of Hilton and Aberdeen, this stately brick home with its ample front and side property forms an important part of the Aberdeen streetscape. The streetscape is one of imposing Victorian houses and large lots, so characteristic of the Durand Neighbourhood.

Architectural Significance

Architecturally, 112 Aberdeen Avenue is notable for its large-scaled composition which incorporates several distinctive features. The front facade of the house is dominated by a projecting off-centred bay that continues above the front cornice. This bay contains two double-hung paired windows and a half-round window at the roof line. There is a bay, in fact, on each of the three main facades - south, east and west. Of considerable interest are the two contrasting yellow-brick bands running around the three main facades of the house, which form lintels for the segmental windows. The yellow brick arches over the attic window incorporate alternating voussoirs.

Historical Significance

In its 107 year history, 112 Aberdeen has been home to only 5 families all of whom inhabited the house for considerable lengths of time. The house was first occupied by John Alexander, a leather merchant, and remained in his family until 1907. The next occupant was Stephen Washington, followed by Alex Zimmerman and family, who resided there for 38 years.

Designated Features

Important to the preservation of 112 Aberdeen Avenue are the original features of the south (front), east and west facades.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Designate:

LAND LOCATED AT MUNICIPAL NO. 260 MACNAB STREET NORTH

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 260 MacNab Street North and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

- (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
- (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this day of A.D. 1989.

City Clerk

Mayor

Schedule "A"

To

By-law No. 89-

260 MacNab Street North, Hamilton, Ontario

COMMENCING at a point in the eastern limit of MacNab Street where it is intersected by the production westerly of the centre line of the party wall dividing the semi-detached brick dwelling erected upon the lands herein described and known as Number 260 MacNab Street North from the semi-detached brick dwelling erected upon the lands immediately adjoining on the south and known as Number 258 MacNab Street North, the said point being distant twenty-three feet and one quarter of an inch (23'0 1/4") measured northerly along the eastern limit of MacNab Street from the south-western angle of Lot Number 11;

THENCE easterly to and along the centre line of the said party wall, along the centre line of the wall separating two brick additions and along the centre line of the partition wall separating the two frame additions in rear of the aforesaid dwellings seventy feet and nine inches (70'9") more or less to a point in the eastern face of the said frame additions, the said point being distant twenty-two feet and five inches (22'5") measured northerly parallel with the eastern limit of MacNab Street from the southern limit of Lot Number 11;

THENCE continuing easterly along the line of a present existing wire fence forty-nine feet and eight inches (49'8") more or less to a point in the eastern limit of Lot Number 11, the said point being distant twenty-two feet and seven inches (22'7") measured northerly along the eastern limit of Lot Number 11 from the south-eastern angle of the said lot;

THENCE northerly along the eastern limit of Lot Number 11 eighteen feet and six inches (18'6") more or less to a point in the line of another present existing board fence;

THENCE westerly in a straight line seventy-seven feet and eight inches (77'8") more or less to a point in the centre of the eastern face of the partition wall dividing the semi-detached brick dwelling erected upon the lands herein described and known as Number 260 MacNab Street North from the semi-detached brick dwelling erected upon the lands immediately adjoining on the north and known as Number 262 MacNab Street North, the said point being distant nineteen feet and nine and one-half inches (19'9 1/2")

measured southerly parallel with the eastern limit of MacNab Street from the northern limit of Lot Number 11;

THENCE continuing westerly along the centre line of the said last mentioned party wall and the production westerly thereof forty-two feet and eight inches (42'8") more or less to a point in the eastern limit of MacNab Street;

THENCE southerly along the eastern limit of MacNab Street seventeen feet and seven inches (17'7") more or less to the place of beginning.

On the above described parcel of land is erected the semi-detached brick dwelling known as Number 260 MacNab Street North.

TOGETHER with and subject to the right in common with the owners, tenants and occupants of the remaining portions of Lots Numbers 10 and 11 to pass over, along and upon and use as a right-of-way those parts of Lots Numbers 10 and 11 which may be more particularly described as follows, that is to say,

COMMENCING at a point in the eastern limit of MacNab Street where it is intersected by the production westerly of the northern face of the southern wall of the covered passageway between dwellings Numbers 256 and 258 MacNab Street North, the said point being distant fifty-five feet and four and one-half inches (55'4 1/2") measured northerly along the eastern limit of MacNab Street from the south-western angle of said Lot Number 10;

THENCE easterly in a straight line one hundred feet and five and one-half inches (100'5 1/2") to a point, the said point being distant six feet (6') measured southerly at right angles from the northern limit of said Lot Number 10;

THENCE south-easterly in a straight line seven feet (7') more or less to a point which is distant eleven feet (11') measured southerly from the northern limit of Lot Number 10 and distant also fifteen feet (15') measured westerly from the eastern limit of Lot Number 10;

THENCE southerly and parallel with the eastern limit of said Lot Number 10 thirty-two feet (32') to a point;

THENCE easterly and parallel with the northern limit of Lot Number 10 fifteen feet (15') to a point in the eastern limit of said Lot Number 10;

THENCE northerly along the eastern limits of Lots Numbers 10 and 11 eighty-four feet and six inches (84'6") to a point;

THENCE westerly and parallel with the northern limit of Lot Number 15 fifteen feet (15') to a point;

THENCE southerly and parallel with the eastern limit of Lot Number 11 thirty-two feet (32') to a point;

THENCE south-westerly in a straight line seven feet (7') more or less to a point which is distant four feet (4') measured northerly from the northern limit of Lot Number 10 and distant twenty feet (20') measured westerly from the eastern limit of Lot Number 11;

THENCE westerly to and along the southerly face of the northern wall of the aforesaid covered passageway and the production thereof westerly one hundred feet and five and one-half inches (100'5 1/2") more or less to a point in the eastern limit of MacNab Street;

THENCE southerly along the eastern limit of MacNab Street ten feet (10') more or less to the place of beginning.

Schedule "B"

To

By-law No. 89-

260 MacNab Street North, Hamilton, Ontario

260 MacNab Street North is one unit of a six-unit, 2 1/2 storey brick rowhouse built in 1879-80. Located two blocks south of the Custom House between Murray and Barton Streets, this outstanding Victorian terrace is a well-integrated component of the late nineteenth and early twentieth century residential area surrounding St. Mary's Church. The unusual design and flamboyant character of the MacNab Street North terrace, however, sets it apart from its neighbours and from other Victorian rowhouses in the City.

Designed by the noted Hamilton architect, James Balfour, the terrace at 252-262 MacNab Street North is one-of-a-kind in this city. Its brick masonry construction, gabled bays and segmentally arched windows are characteristic of rowhouses built in Hamilton from the 1880s through the 1910s. Its highly ornate square wooden bays decorated with bracketed cornices separating the first and second floor windows and pilasters framing the tall paired windows, however, appear to have been inspired by the all-wood Italianate houses and rowhouses built in San Francisco and other west and east coast American cities throughout the 1870s. The charm and uniqueness of the MacNab terrace derives from Balfour's skilful blending of forms and details borrowed from two quite distinct vernacular row housing traditions. The first two floors of the wooden bays, strikingly similar in design to San Francisco Italianate houses, are crowned by steep-pitched gables decorated with bargeboard, a typical High Victorian Gothic feature characteristic of 1880s row housing in Hamilton. The roofline is also punctuated by steep gabled dormers. The roofs and railings of the porches set between the square bays do not appear to have been part of Balfour's original design.

Historically, the row is important for its association with Henry J. Larkin, a barrister and developer who built the fine Renaissance Revival commercial block on James Street North known as Treble Hall (originally Larkin Hall), also designed by James Balfour and erected in 1879. The MacNab Street North terrace was owned by the Larkin family until 1889 and remained under single ownership until it was subdivided amongst five owners in 1942.

Important to the preservation of 260 MacNab Street North is the street facade, including the brick masonry wall and stone lintels, the ornate gabled wooden bay, the original windows and doorway, and the roof and dormer (but excluding the later porch addition).

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

As Amended By:

Zoning By-laws No. 84-226 and 88-114

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 240-244 QUIGLEY ROAD

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 84-226 on the 30th day of October 1984 to establish a special requirement under Section 19B of Zoning By-law No. 6593 for the "C" District provisions, in respect of the lands located at Municipal No. 244 Quigley Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-114, on the 26th day of April 1988 to change the zoning from "C" to "DE-2" and establish special requirements under Section 19B of Zoning By-law No. 6593 for the "DE-2" District provisions with respect to the lands located at Municipal Nos. 240 and 244 Quigley Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34(19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 22 of the 17th Report of the Planning and Development Committee at its meeting held on the 25th day of July 1989, directed that Zoning By-law No. 6593 be further amended to establish an additional requirement under Section 19B of Zoning By-law No. 6593 in respect of the lands located at Municipal Nos. 240-244 Quigley Road, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "DE-2" (Multiple Dwellings) District provisions, as contained in Section 10B of Zoning By-law No. 6593, as amended by By-laws No. 84-226 and 88-114, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

- (a) notwithstanding Section 10B(5) of By-law No. 6593, a multiple dwelling having a gross floor area of not more than 2,600 m² shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" District provisions, subject to the special requirement referred to in section 1 of this by-law and section 2 of By-law No. 88-114.

3. The provisions of By-laws No. 84-226 and 88-114 are hereby confirmed, unchanged.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-884b.

5. Sheet No. E-97 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-884b.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

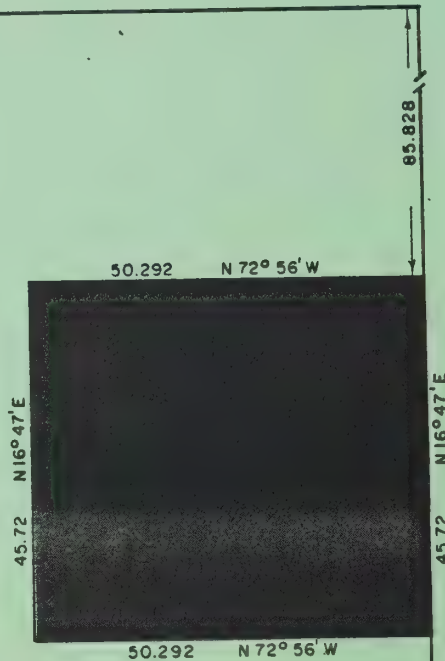
PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.P.D.C. 22, July 25
Gumiero and Pupi, Owners
ZA-89-31

ALBRIGHT ROAD



QUIGLEY ROAD

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE ____ DAY OF ____


Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-
TO AMEND BY-LAW NO. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS TO BE REGULATED
BY BY-LAW NO. 89-

North 	Scale NOT TO SCALE	Reference File No. ZA 89-31
	Date JULY 21, 1989	Drawn By Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 272-288 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-18A and E-18B of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

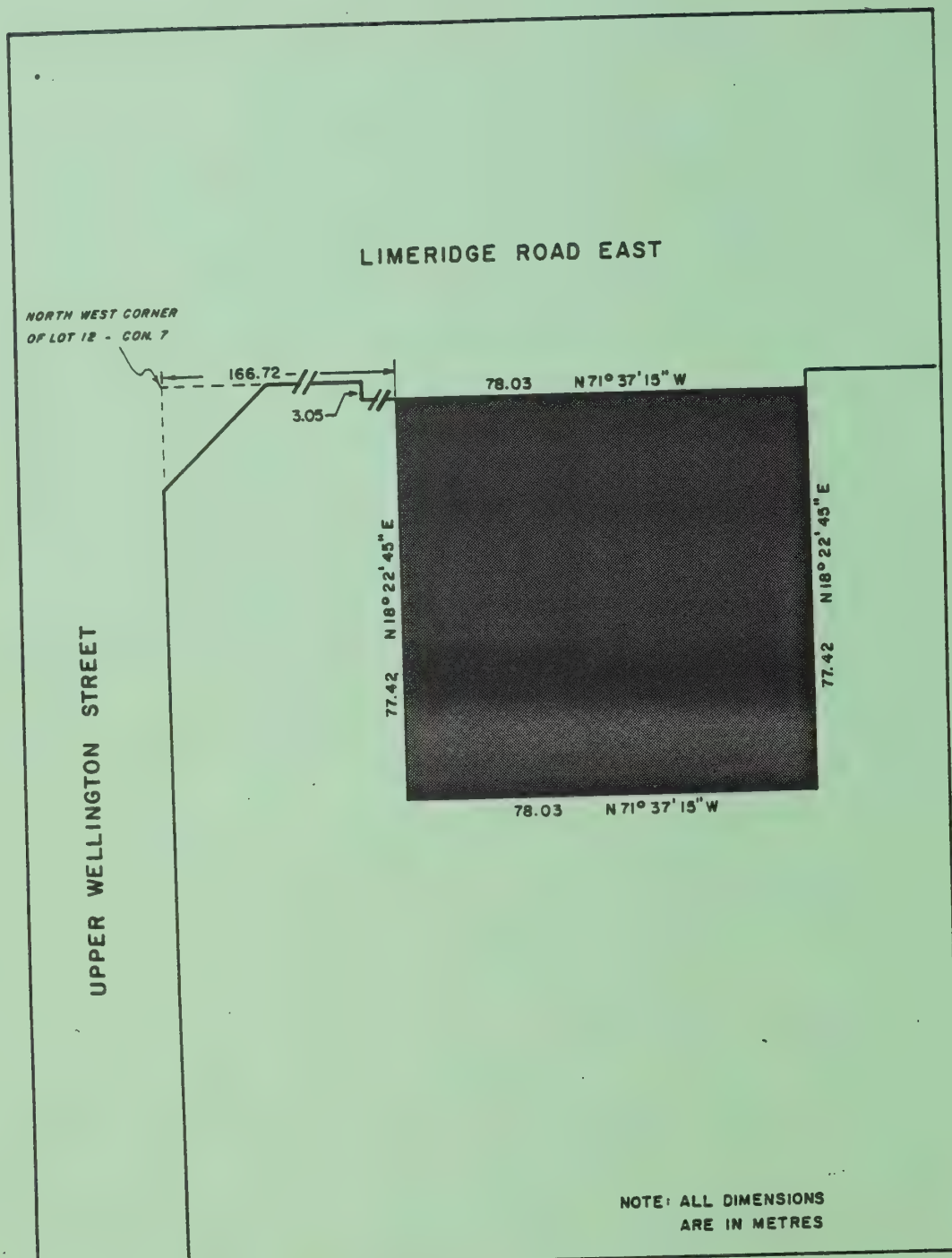
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.P.D.C. 19, July 25
Mahabir Homes Limited, Prospective Owner
ZA-89-34



THIS IS SCHEDULE "A" TO BY-LAW NO. 89-_____
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON SCHEDULE "A" MAP FORMING PART OF BY-LAW NO. 89- TO AMEND BY-LAW NO. 6593 Regional Municipality of Hamilton-Wentworth Planning and Development Department			<p style="text-align: center;">Legend</p> <div style="display: flex; align-items: center;"> <div style="width: 20px; height: 15px; background-color: black; margin-right: 5px;"></div> <p>CHANGE IN ZONING FROM "AA" (AGRI-CULTURAL) DISTRICT TO "RT-20" (TOWNHOUSE - MAISONETTE) DISTRICT.</p> </div> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <tr> <td style="width: 33%; text-align: center; padding: 5px;"> North </td> <td style="width: 33%; text-align: center; padding: 5px;"> Scale NOT TO SCALE </td> <td style="width: 33%; text-align: center; padding: 5px;"> Reference File No. ZA 89-34 </td> </tr> <tr> <td style="text-align: center; padding: 5px;"></td> <td style="text-align: center; padding: 5px;"> Date JULY 19, 1989 </td> <td style="text-align: center; padding: 5px;"> Drawn By Z. K. </td> </tr> </table>			North 	Scale NOT TO SCALE	Reference File No. ZA 89-34		Date JULY 19, 1989	Drawn By Z. K.
North 	Scale NOT TO SCALE	Reference File No. ZA 89-34									
	Date JULY 19, 1989	Drawn By Z. K.									

CAYONHBLA05
A31

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK



CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1989 October 31
7:30 o'clock p.m.
Council Chambers, City Hall

A G E N D A

1. Opening Prayer

Reverend L. J. Cowper
St. Columba Presbyterian Church
1540 Main Street East

2. Proclamation

Veterans Week, 1989 November 05 to November 12

3. Presentations

Plaque of Recognition

Mr. Sonny Beattie

The Mayor's Design Award

4. Minutes

1989 October 10

URBAN MUNICIPAL

OCT 31 1989

GOVERNMENT DOCUMENTS

I

5. Petition and Correspondence
6. Reports of the Standing Committees - attached
 - (a) Co-ordinating Committee
 - (b) Transport and Environment
 - (c) Parks and Recreation Committee
 - (d) Planning and Development Committee
 - (e) Legislation Committee
 - (f) Personnel Committee
 - (g) Finance Committee
 - (h) Licencing Committee
 - (i) Information Systems Committee
7. Notice of Motion From Previous Meeting

Alderman Brian Hinkley
8. Notices of Motion for Next Meeting
9. First Reading of the Bills
10. Second Reading of the Bills - Committee of the Whole
11. Third Reading of the Bills
12. Question Period
13. Adjournment

M I N U T E S

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, OCTOBER 10, 1989
7:30 O'CLOCK, P.M.

The Council met.

PRESENT: Alderman G. Copps, Acting Mayor.

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury,
Copps, Agostino, Lombardo, Smith, Jackson, Gallagher,
Ross, Murray.

ABSENT: Mayor Morrow (City Business)

Alderman G. Copps, Acting Mayor, called the meeting to order.

The Reverend Father Constantine Marinos, St. Demetrios Greek Orthodox Church,
led the Council in prayer.

* * * * *

Alderman G. Copps, Acting Mayor, read the following proclamations:

- (i) Native Awareness Days - October 12th to November 11th, 1989.
- (ii) Canadian Football Hall of Fame Week - October 9th to October 15th, 1989.
- (iii) Hispano - American Day - October 12, 1989.
- (iv) Great Lakes Week - October 9-15, 1989.

* * * * *

Alderman G. Copps, Acting Mayor, presented a plaque to members of the Fire
Fighters' Hospital Assistance Fund Committee in recognition for raising money
for various organizations.

* * * * *

The following communications were received and forwarded to the appropriate
Committee, except as indicated:

1. Application from 658414 Ontario Inc., c/o Suite 201, 1515 Upper Ottawa
Street, Hamilton, Ontario, for a modification to the zoning, property
located at 1515 Upper Ottawa Street, dated October 2, 1989.
2. Application from Messrs. Joe Mancinelli, Henry Mancinelli, and Ricardo
Persi, c/o 1 James Street South, Hamilton, Ontario, for a change in zoning,
property located at Nos. 1334, 1340, 1342 and 1348 Upper Sherman Avenue,
dated October 5, 1989.
3. Application from 662016 Ontario Limited, c.o.b. as Bayfield Green
Development Company, 365 Bloor Street East, #1906, Toronto, Ontario, for
a change in zoning, property located on the west side of Upper James Street
in the area south of Stone Church Road, municipally known as 1400 Upper James
Street, dated October 5, 1989.

4. Application from Diton Construction (Ontario) Ltd., Suite 201; 1515 Upper Ottawa Street, Hamilton, Ontario, for a modification to the zoning, property located at Nos. 323-325 Wentworth Street North, dated September 25, 1989.
5. Application from Arbra Developments Inc., c/o 70 Old Sheppard Avenue, Apt. 110, Willowdale, Ontario, for a change in zoning, property located on the south of Rymal Road East between Glover Road and Trinity Church Road, dated September 25, 1989.
6. Application from Mr. Joseph Greenbaum, 358 Lazard, Mount Royal, Quebec, for a further modification to the zoning, property located at No. 1000 Upper Gage Avenue, dated September 28, 1989.
7. Application from Marvin Wasserman & Bernard Wasserman, Estate of Solomon Wasserman, 224 King Street East, Hamilton, Ontario, for a change in zoning, property located in the area south of the proposed Mountain Freeway and east of Upper Wellington Street, dated September 28, 1989.
8. Letter from Mr. E. A. Simpson, City Clerk, advising objection received to By-law Number 89-245 (250 and 252 Gibson Avenue North), dated October 6, 1989. NO ACTION TAKEN.
9. Letter from Mr. E. A. Simpson, City Clerk, advising objections received to By-law Number 89-243, dated October 6, 1989. NO ACTION TAKEN.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Copps in the chair.

* * * * *

(A) CO-ORDINATING COMMITTEE - EIGHTEENTH REPORT.

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that The Honourable Benoit Bouchard, Minister of Transportation, be petitioned to hold Hearings in Municipalities across Canada with respect to Via Rail's five year corporate plan,

And, further, that the City of Hamilton be designated as the location for Hearings for the Southern Ontario Region. - CARRIED.

* * * * *

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - SIXTEENTH REPORT.

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that Section 4 be amended by adding the following as Subsection (c):

"(c) That approval be granted for a six month trial period." - CARRIED.

* * * * *

The recommendation of the Co-Ordinating Committee on Section 6 was carried.

* * * * *

The recommendation of the Co-Ordinating Committee on Section 7 was carried.

* * * * *

The recommendation of the Co-Ordinating Committee on Section 9 was carried.

* * * * *

It was moved by Alderman Ross and seconded by Alderman Gallagher.

RESOLVED: that Rule 8 of Procedural By-law 82-203 be invoked for this meeting of City Council in order to consider a resolution respecting a banner display across Main Street West, in front of City Hall. - CARRIED.

* * * * *

It was moved by Alderman Ross and seconded by Alderman Murray.

RESOLVED: that the following be added as Section 29:

"29. That approval be given to the action taken by the Commissioner of Engineering in authorizing the International Joint Commission to display a banner across Main Street West, in front of City Hall, from Monday, October 9, 1989 to Thursday, October 12, 1989, with the following message:

'International Joint Commission -
Biennial Meeting
Convention Centre
October 11-14'

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley,
Drury, Agostino, Lombardo, Smith, Jackson,
Gallagher, Ross, Murray. - 13.

NAYS: 1 - CARRIED.

* * * * *

(C) PARKS AND RECREATION COMMITTEE - NINETEENTH REPORT.

* * * * *

(D) PLANNING AND DEVELOPMENT COMMITTEE - TWENTY-THIRD REPORT.

* * * * *

(H) CITY OF HAMILTON LICENSING COMMITTEE - FIFTH REPORT.

* * * * *

(F) PERSONNEL COMMITTEE - FIFTEENTH REPORT.

* * * * *

(N) NOMINATING COMMITTEE - SEVENTH REPORT.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole on the above reports,
as amended, and resolutions, be adopted. -

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Agostino, Lombardo, Smith, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a first time:

A-30,
B-111, B-112, B-113, B-114, B-115, B-116, B-117,
D-114, D-115, D-116, D-118, D-119, D-120, D-121,
D-122, D-123, D-124, D-125 -

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Agostino, Lombardo, Smith, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried,
that Council move into Committee of the Whole (second reading) to consider
the following Bills, with Alderman Copps in the chair.

A-30,
B-111, B-112, B-113, B-114, B-115, B-116, B-117,
D-114, D-115, D-116, D-118, D-119, D-120, D-121,
D-122, D-123, D-124, D-125 -

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Agostino, Lombardo, Smith, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

* * * * *

Consideration of the Bills (second reading)

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole (second reading)
on the Bills be adopted. -

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Agostino, Lombardo, Smith, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a third time:

A-30,
B-111, B-112, B-113, B-114, B-115, B-116, B-117,
D-114, D-115, D-116, D-118, D-119, D-120, D-121,
D-122, D-123, D-124, D-125 -

YEAS: Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Agostino, Lombardo, Smith, Jackson, Gallagher, Ross, Murray. - 14.

NAYS: 0 - CARRIED.

* * * * *

City Council adjourned at 8.25 o'clock, p.m.

* * * * *

REPORT OF THE CO-ORDINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Co-ordinating Committee presents its NINETEENTH Report for 1989 and respectfully recommends:

1. That an invitation be extended to the Hamilton Harbour Commissioners to meet with the members of City Council to discuss the future development of the West Harbour.
2. (a) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to increase the gross cost of the Terryberry Library Addition from \$1 566 000 to \$2 471 500 and that the increased cost of \$905 000 be financed by the issuance of 15 year debentures recoverable from the mill rate levied on all rateable property.
(b) That application be made to the Regional Municipality of Hamilton-Wentworth to issue additional debentures in the amount of \$905 500.

NOTE: This project was approved by the Hamilton Public Library Board on 1989 September 18.

3. (a) That the Lighting Retrofit Project of the Hamilton Convention Centre at a net capital cost of \$48 665.16 be proceeded with.
(b) That the \$48 665.16 required for this project be financed from the Reserve for Central Utilities Plant - Capital Projects.

NOTE: This Capital Project was approved by the H.E.C.F.I. Committee on 1989 September 15.

4. That the 5 000 square foot parcel of City owned land fronting along the north limit of York Boulevard and lying east of and adjacent to the York Boulevard Parkade be dedicated for short term parking purposes on an interim basis and be operated by the Parking Authority for their usual administration fee of 7.5% of gross revenue.

5. (a) That Mr. Keith Avery be appointed City Clerk for the City of Hamilton effective 1990 January 2 within the compensation range "D", \$67 525.12 - \$79 509.46 per annum.

(b) That the Chief Administrative Officer and the Commissioner of Human Resources be authorized to negotiate the conditions of employment.
6. That the Summary of Capital Projects in Progress as at 1989 September 30, attached hereto as Schedule "A", be received for information.
7. That leave be granted to introduce the following Bills:
 - (a) Bill A-31 A By-law to Authorize Construction of a Fire Station on Upper Wellington Street Near Stone Church Road.
 - (b) Bill A-32 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR R. M. MORROW
CHAIRMAN
CO-ORDINATING COMMITTEE

John Thompson
Acting Secretary
1989 October 26

/bc

FOR ACTION

Schedule "A" as referred to in
Section 6 of the NINETEENTH
Report of The Co-ordinating
Committee for 1989.

REPORT TO: Mr. J. J. Schatz
Secretary, Co-ordinating Committee

FROM: Mr. E. C. Matthews
Treasurer

DATE: 1989 October 24
COMM FILE:
DEPT FILE:

SUBJECT: CAPITAL PROJECTS IN PROGRESS AS AT SEPTEMBER 30, 1989

RECOMMENDATION:

1. That the Summary of Capital Projects in Progress as at September 30, 1989 be approved and forwarded to City Council for their information.
2. That the following projects be removed from this Status Report because they have been satisfactorily completed.

<u>No.</u>	<u>Description</u>	<u>Gross Cost</u>
1	Energy Conservation Program 1983	\$200,000
12	Construction Costs for Accommodation Requirements - Aldermen's Offices	705,415
13	Construction Costs for Accommodation Requirements - City Hall	88,000
19	City Hall Computer Workstation Furniture	92,000
23	Blue Boxes for Recycling Materials	631,850
31	Capital Grant - Amity Goodwill Industries	100,000
52	Fire Station East Mountain - Limeridge Rd. & Upper Ottawa St. Construction	960,000
53	Fire Station East Mountain - Limeridge Rd. & Upper Ottawa St. - Vehicle Purchase	275,000
102	Land Acquisition Fessenden & Gurnett Neighbourhoods	535,000
105	Windermere Basin - Clean-up	750,000
254	Replacement of James St. Steps	300,000
263	New Equipment - Street Flushers	180,000

Mr. J. J. Schatz
Secretary, Co-ordinating Committee
October 24, 1989 - Page 2

<u>No.</u>	<u>Description</u>	<u>Gross Cost</u>
264	New Equipment - Refuse Packer	\$87,000
302	Parkland Acquisition Program	500,000
307	Bike Paths (Phase 1)	330,000
316	Playground Equipment	80,000
354	Waterfront Parks Development - Study Phase	150,000
357	Track Facility - Mohawk Sports Park	300,000
360	Waterfront Parks Development - Consulting Services	200,000
362	Mohawk Sports Park (Stage 6)	520,000
365	New Equipment - Parks Maintenance	60,000
375	Park Development & Redevelopment by Priority	321,400
401	Central Utilities Plant - New Equipment	316,480
405	Corporate Expense - Office Equipment	10,000
406	Corporate Expense - Equipment for Marketing Offices	23,000
407	Central Utilities Plant - New Equipment	237,000
506	Purchase of Wands for Automated Circulation System	25,000
551	Hamilton Place - Roof Replacement	389,000
651	Hamilton Convention Centre - Furniture & Equipment	62,000
710	Downtown Action Plan - C.I.B.C.	80,000

FINANCIAL IMPLICATIONS: (IF NONE, STATE N/A)

See above recommendations.

BACKGROUND:

I enclose a ten-page summary on the status of the 117 Capital Projects as at September 30, 1989, along with supporting information for those projects which are either not on the construction or budget target (or both) as indicated in columns (8) and (9).

Please note in column (4) that any project that has an asterisk indicates that the finish date has been changed by the Department Head since the last reporting to this Committee. The former date can be referenced by the Item No. in your three-ring binder.

C.C. Mr. L. Sage, C.A.O.
Management Team

Encls.

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)									
as at September 30, 1989									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
<u>General Administration</u>									
1	Energy Conservation Program - 1983	07/83	12/88	200	200	Nil	Yes	Yes	Yes
2	Ceramic Belting Replacement and Window Repair - City Hall	01/85	12/89*	40		40	No	No	No
3	Energy Conservation Projects - City Hall	06/84	12/89	730	673	57	Yes	Yes	Yes
9	Treasury Department Computer Program - Data Base and Fourth Generation Language	09/86	12/89	550	261	289	Yes	Yes	Yes
10	Handicapped Access to Recreational Buildings	09/86	12/90*	100	6	94	Yes	Yes	Yes
11	Energy Conservation Projects	05/86	12/89*	50	39	11	Yes	Yes	Yes
12	Construction Costs/Accommodation	06/86	12/88	705	701	4	Yes	Yes	Yes
13	Requirements - Aldermen's Offices	07/86	12/88	88	44	44	Yes	Yes	Yes
17	Construction Costs/Accommodation Requirements - City Hall	08/87	12/89	100	70	30	Yes	Yes	Yes
19	Treasury Department - Computer Software	08/87	12/88	92	92	Nil	Yes	Yes	Yes
21	City Hall Computer Workstation Furniture	11/87	06/90*	250	218	32	Yes	Yes	Yes
22	Major Maintenance to Civic Buildings	11/87	12/89	479	475	4	Yes	Yes	Yes
	Construction Costs - Accommodations - City Hall								

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at September 30, 1989 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No (9)	
(1-50)	<u>General Administration-Ctd.</u>								
23	Blue Boxes for Recycling Materials	08/87	12/88	479	479	Nil	Yes	Yes	Yes
25	Computer Software -	11/88	12/92*	125		125	Yes	Yes	Yes
27	Computer Environment Improvements	11/88	12/89	50	3	47	Yes	Yes	Yes
28	Construction Costs for Accommodation								
	Requirements - City Hall	11/88	12/90	225	2	223	Yes	Yes	Yes
29	Energy Conservation Projects	11/88	12/88	100		100	Yes	Yes	Yes
30	Major Maintenance to Civic Buildings								
	Capital Grant - Amity	09/88	12/89	250	190	60	Yes	Yes	Yes
31		04/89	12/89	100	100	Nil	Yes	Yes	Yes
32	New Computer Workstations	05/89	12/90	75	3	72	Yes	Yes	Yes
(51-100)	<u>Protection to Persons & Property</u>								
52	Fire Stn. E. Mountain - Limeridge Rd. & Upper Ottawa St./Construction	05/87	10/89	960	951	9	Yes	Yes	Yes
53	Fire Stn. E. Mountain, Limeridge Rd. & Upper Ottawa - Vehicle Purchase	06/86	10/89	275	258	17	Yes	Yes	Yes
55	Fire Stn. Stonechurch & Upper Wellington - Vehicle Purchase	06/88	12/90	300	252	48	Yes	Yes	Yes
56	Fire Stn. Stonechurch & Upper Wellington - Construction	05/89	12/90	1,400		1,400	Yes	Yes	Yes

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at September 30, 1989 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
<u>Department of Engineering</u>									
102	Land Acquisition - Fessenden & Gurnett Neighbourhoods	10/87	12/88	535	75	460	Yes	Yes	Yes
103	Road Access - Riverdale East Neighbourhood	08/86	10/90*	445	56	389	Yes	Yes	Yes
105	Windermere Basin - Clean Up	11/87	04/89	750	750	Nil	Yes	Yes	Yes
108	High Level Bridge Street Lighting	11/87	12/89*	155		155	Yes	Yes	Yes
109	1988 Reconstruction Program	01/88	12/89	7,695	6174	1521	Yes	Yes	Yes
110	Replacement of Traffic Operations Centre	09/88	12/90	6,830	2	6,828	Yes	Yes	Yes
111	Greenhill Ave. Construction of Finished Roadway, Curbs & Sidewalks	08/88	12/89	860	320	540	Yes	Yes	Yes
112	Storm Drainage Projects	12/88	12/91	180		180	Yes	Yes	Yes
113	1989 Reconstruction Program	01/89	12/90	8,200	685	7,516	Yes	Yes	Yes
114	Albright Road Extension	05/89	12/90	104		104	Yes	Yes	Yes
<u>Parking Authority</u>									
201	Victor K. Copps Trade Centre/Arena Parking Facilities	02/84	Unknown	1,700	1,431	269	No	No	Yes
202	Victor K. Copps Trade Centre/Arena Parking Facilities	09/85	Unknown	590	275	315	No	No	Yes
206	Reconstruction of Existing Parking Facilities	05/88	12/89*	100	100	Nil	Yes	Yes	Yes
210	Upgrading Existing Facilities	06/89	12/89	150	18	132	Yes	Yes	Yes

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at September 30, 1989 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
Department of Public Works									
254	Replacement of James Street Steps	05/86	12/88	300	255	45	Yes	Yes	Yes
256	Centralized Computer Fuel System	05/86	12/89*	300	265	35	Yes	Yes	Yes
259	Construction of New Mountain Public Works Yard	06/89	06/90*	2,750	2,468	282	Yes	Yes	Yes
262	Construction of Salt Dome Districts 2 and 3	06/87	12/89*	310	303	7	Yes	Yes	Yes
263	New Equipment Street Flushers	05/88	12/89	175	175	Nil	Yes	Yes	Yes
264	New Equipment - Refuse Packer	05/89	12/89	87	87	Nil	Yes	Yes	Yes
265	New Equipment - Concrete Grinder	05/89	12/89	50	49	1	Yes	Yes	Yes
266	New Equipment - Sander/Plow	05/89	12/89	85		85	Yes	Yes	Yes
Department of Culture & Recreation									
302	Parkland Acquisition Programme	01/85	Unknown	500	496	4	Yes	Yes	Yes
307	Bike Paths (Phase 1)	05/86	06/88	330	321	9	Yes	Yes	Yes

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at September 30, 1989 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
<u>Department of Culture & Recreation-Ctd.</u>									
<u>(301-350)</u>									
309	Construction of West Mountain Twin								
	Arena - Mohawk and Upper Horning	Unknown	Unknown	6,605	185	6,420	No	No	
311	Bike Paths (Phases 2, 3 & 4)	05/87	12/90	990	68	922	Yes	Yes	
312	Renovations Artificial Ice Rink								
	- Scott Park	06/87	10/88	569	520	49	Yes	Yes	
315	Senior Citizens Drop-In-Centre	05/88	12/91*	297		297	Yes	Yes	
316	Playground Equipment	05/89	10/89	80	80	Nil	Yes	Yes	
317	Mountain Arena Dehumidifier	05/89	12/89	70	70	Nil	Yes	Yes	
<u>(351-400)</u>									
<u>Parks Division</u>									
351	Ivor Wynne Stadium - Rehabilitation								
	of N/S Stands - Press Boxes, Etc.	04/86	12/89	994	896	97	Yes	Yes	
354	Waterfront Parks Development -								
	Study Phase	09/84	12/88	150	144	6	Yes	Yes	
356	Chedoke Golf Course Storage and								
	Workshop	06/86	12/89*	161		161	Yes	Yes	
357	Track Facility - Mohawk Sports Park	05/86	12/88	300	300	Nil	Yes	Yes	

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at September 30, 1989 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
(351-400) Parks Division-Ctd.									
360	Waterfront Parks Development - Consulting Services	06/86	12/88	200	200	Nil	Yes	Yes	Yes
362	Mohawk Sports Park (Stage VI)	06/87	09/89	520	520	Nil	Yes	Yes	Yes
363	Mohawk Sports Park Construction of Utility Building	07/87	12/90*	198	1	197	Yes	Yes	Yes
364	Renovations - Bernie Arbour Stadium	10/87	06/90*	464	393	71	Yes	Yes	Yes
365	New Equipment - Parks Maintenance	05/88	09/89	60	59	1	Yes	Yes	Yes
366	Upgrading of Gage Park	05/88	12/89	118	80	38	Yes	Yes	Yes
367	Sackville Hill Park - Paving Parking Lot	05/88	06/90*	60	39	21	Yes	Yes	Yes
368	Mountain Drive Park Repairs	05/88	12/90*	100		100	Yes	Yes	Yes
369	Brampton Street #2 Depot - Yard Construction	05/88	12/89*	50	28	22	Yes	Yes	Yes
370	Mohawk Sports Park - Utility Building - Increased Costs	05/88	12/90*	24		24	Yes	Yes	Yes
371	Mohawk Sports Park - Fieldhouse	05/88	12/90*	81		81	Yes	Yes	Yes
372	T.B. McQueston Park Development - Stage 1	05/88	12/92	50	18	32	Yes	Yes	Yes

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

(000's)									
as at September 30, 1989									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
(351-400) Parks Division-Ctd.									
373	Construction of Utility Building - - Brian Timmis Stadium	04/88	12/90	170	137	33	Yes	Yes	Yes
375	Park Development & Redevelopment by Priority	05/88	12/88	321	273	48	Yes	Yes	Yes
376	Bernie Arbour Stadium - - Upgrade Outfield Lighting	04/89	12/89	60		60	Yes	Yes	Yes
377	Floodlighting Globe Park	05/89	12/89	140		140	Yes	Yes	Yes
378	Mohawk Sports Park, Irrigation System, Bleachers and Floodlighting	05/89	12/92	400	104	296	Yes	Yes	Yes
379	Sam Lawrence Park - Upgrading	05/89	12/93	2,325		2,325	Yes	Yes	Yes
380	Renovations to Chedoke Golf Course Parking Lot	05/89	12/91	300		300	Yes	Yes	Yes
381	Park Development & Redevelopment by Priority	05/89	12/89	479		479	Yes	Yes	Yes
382	Ivor Wynne Stadium - Renovations and Repairs	05/89	12/89	55		55	Yes	Yes	Yes
383	Bow Valley Creek - Alterations	05/89	12/89	60		60	Yes	Yes	Yes
(401-450) H.E.C.F.I.									
401	Central Utilities Plant - New Equipment	05/85	12/88	316	315	1	Yes	Yes	Yes
402	Victor K. Copps Trade Centre/Arena	08/83	12/91	41,441	40,628	813	Yes	Yes	Yes
403	Automated Facilities Management Computer System	06/86	12/89	83	23	60	Yes	Yes	Yes
404	Victor K. Copps Trade Centre/Arena Renovations	07/87	06/90*	130	91	39	Yes	Yes	Yes
405	Corporate Expense - Office Equipment	05/87	12/88	10	8	2	Yes	Yes	Yes

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at August 31, 1988 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
(401-450)	H.E.C.F.I.-Ctd.								
406	Corporate Expense - Equipment for Marketing Offices	05/87	12/88	23	23	Nil	Yes	Yes	
407	Central Utilities Plant - New Equipment	06/87	12/88	237	235	2	Yes	Yes	
408	Victor K. Copps Trade Centre/Arena	04/88	06/90*	120	83	37	Yes	Yes	
409	New Equipment & Renovations Central Utilities Plant	04/88	12/90	410	353	58	Yes	Yes	
411	Replacement & Overhaul of Equip. Victor K. Copps Trade Centre/Arena	06/89	06/90	222	14	208	Yes	Yes	
412	- New Equipment Central Utilities Plant	06/89	06/90	115	10	105	Yes	Yes	
413	- New Equipment Corporate Expense - T.V. Monitor	06/89	12/90	50	-	50	Yes	Yes	
(451-500)	Hamilton & Scourge								
451	Conservation Laboratory	09/88	12/89*	220	220	Nil	Yes	Yes	
452	Laboratory Facility & Equipment	06/89	12/90	150		150	Yes	Yes	
(501-550)	Hamilton Public Library Board								
502	Replacement - Specialized Office Equipment and Furnishings	08/87	12/88	107	92	15	Yes	Yes	
503	Terryberry Library Addition - 2nd Floor	08/87	12/89	1,566	1	1,565	No	No	

City of Hamilton
Treasury

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at September 30, 1989 (000's)									
Item No. (1)	Project Description (2)	Month/Year of Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
<u>(501-550) Hamilton Public Library Board-Ctd.</u>									
506	Purchase of Wands for Circulation System	11/88	09/89	25	25	Nil	Yes	Yes	Yes
508	Furniture & Equipment - Office Computerization	09/88	12/89*	40		40	Yes	Yes	Yes
509	Furniture & Equipment - Office Computerization	06/89	12/89*	20		20	Yes	Yes	Yes
<u>(551-600) Hamilton Place</u>									
551	Roof Replacement	10/88	12/88	389	353	36	Yes	Yes	Yes
552	Great Hall Sound Console	11/88	06/91*	202	71	131	Yes	Yes	Yes
553	Great Hall Banners	05/89	12/89	130	26	104	Yes	Yes	Yes
<u>(601-650) Planning</u>									
601	Enclaves Clearance	08/87	12/91	3,000	1,228	1,772	Yes	Yes	Yes
<u>(651-700) Hamilton Convention Centre</u>									
651	Hamilton Convention Centre Furniture & Equipment	06/86	10/88	62	62	Nil	Yes	Yes	Yes
652	Hamilton Convention Centre Furniture & Equipment	06/87	12/90*	288	221	66	Yes	Yes	Yes
653	Hamilton Convention Centre Furniture & Equipment	02/88	12/90*	116	102	14	Yes	Yes	Yes
656	Hamilton Convention Centre - Equipment & Renovations	06/89	12/90	320	40	280	Yes	Yes	Yes

SUMMARY OF CAPITAL PROJECTS IN PROGRESS

as at September 30, 1989 (000's)									
Item No. (1)	Project Description (2)	Month/Year of . Project		Gross Cost (5)	Expended and Committed (6)	Balance Available (7)	Is the Project on Target?		
		Start (3)	Finish (4)				Construction (8)	Yes or No Budget (9)	
<u>Community Development Department</u>									
701	Downtown Action Plan - Phase III B	07/86	12/89*	1,300	1,238	63	Yes	Yes	Yes
702	Downtown Action Plan - Phase II	07/85	12/89*	1,603	1,597	6	Yes	Yes	Yes
704	James St. North Streetscape	07/86	12/89*	1,994	1,867	127	Yes	Yes	Yes
706	Downtown Action Plan - Phase IV	05/87	12/90*	1,199	722	477	Yes	Yes	Yes
707	O.N.I.P. Corktown/Stinson	05/87	12/90	900	752	148	Yes	Yes	Yes
708	Facade Improvement Programme	07/87	12/90	800	346	454	Yes	Yes	Yes
710	Downtown Action Plan - C.I.B.C.	09/87	11/88	80	80	Nil	Yes	Yes	Yes
711	Commercial Improvement Programme	06/87	12/91	2,500	462	2,038	Yes	Yes	Yes
714	P.R.I.D.E. Programme - Crown								
	Point West/Stipeley - Phase I	09/87	12/91	800	780	20	Yes	Yes	Yes
715	P.R.I.D.E. Programs - Crown								
	Point West/Stipeley - Phase II	05/89	12/92*	700		700	Yes	Yes	Yes

23 October 1989
BLH:jc

STATUS REPORT - CAPITAL PROJECT

ITEM #1

PROJECT NAME: ENERGY CONSERVATION PROGRAM - 1983

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. A33500 (b) Page No. 1
 - (c) Year of Project - Start: 07/83 Finish: 12/88
 - (d) Gross Cost of the Project: \$200,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$200,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee Executive
 - (i) Section No. 3 (ii) Report No. 15
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 3 (ii) Report No. 15
 - (c) Date of City Council Approval - September 13, 1983
 - (d) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 3283 41001
 - (b) Gross Cost as Approved by City Council - \$200,000
Less: Actual Expenditure \$200,035
Commitments 519 200,554
Balance Available \$ (554)
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Property and Maintenance Division
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CONSTRUCTION COSTS FOR ACCOMMODATION REQUIREMENTS - ALDERMEN'S OFFICES

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. L35503, L37504 (b) Page No. 3
 - (c) Year of Project - Start: 06/86 Finish: 12/88
 - (d) Gross Cost of the Project: \$705,415
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$705,415
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee Executive
 - (i) Section No. Various (ii) Report No. Various
 - (b) Financing Approval by Executive Committee
 - (i) Section No. Various (ii) Report No. Various
 - (c) Date of City Council Approval - Various
 - (d) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 3285 41001
 - (b) Gross Cost as Approved by City Council - \$705,415
Less: Actual Expenditure \$685,744
Commitments 15,109 700,853
Balance Available \$ 4,562
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Architectural Division
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$ Unknown at this time.
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - 1987
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CONSTRUCTION COSTS FOR ACCOMMODATION REQUIREMENTS - CITY HALL

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program: 4
(a) Project No. L37504 (b) Page No.
(c) Year of Project - Start: 07/86 Finish: 12/88
(d) Gross Cost of the Project: \$88,000
(e) Nature of Financing: (i) Debenture \$
(ii) Reserve/Capital Levy \$88,000
(iii) Other (Specify) \$
2. City Council Action:
(a) Project Approved by Standing Committee Executive
(i) Section No. 11 (ii) Report No. 13
(b) Financing Approval by Executive Committee
(i) Section No. 11 (ii) Report No. 13
(c) Date of City Council Approval - May 13, 1986
(d) Ontario Municipal Board
(i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
(a) Account No. CF 3285 41101
(b) Gross Cost as Approved by City Council - \$88,000
Less: Actual Expenditure \$43,512
Commitments 43,512
Balance Available \$44,488
=====
- (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Architectural Division
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain. Construction is scheduled for 1987
with some furniture expenditures in 1988. See Item 22
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

ITEM #

PROJECT NAME: CITY HALL COMPUTER WORKSTATION FURNITURE

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 37304 (b) Page No. 1
 - (c) Year of Project - Start: 08/87 Finish: 06/88
 - (d) Gross Cost of the Project: \$92,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$92,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - July 28, 1987
 - (b) Approval by Executive Committee
 - (i) Section No. 2 (ii) Report No. 14
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 2587 51001
 - (b) Gross Cost as Approved by City Council - \$92,000
Less: Actual Expenditure \$92,000
Commitments 92,000

Balance Available \$ 0
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Information Systems
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: BLUE BOXES FOR RECYCLING MATERIALS

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 37310 (b) Page No. 1
 - (c) Year of Project - Start: 08/87 Finish: 12/88
 - (d) Gross Cost of the Project: \$631,850
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$204,850
 - (iii) Other (Specify) \$427,000
2. City Council Action:
 - (a) Date of City Council Approval - July 28, 1987
 - (b) Approval by Executive Committee
 - (i) Section No. 9 (ii) Report No. 14
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 6087 51003
 - (b) Gross Cost as Approved by City Council - \$631,850
Less: Actual Expenditure \$476,787
Commitments 1,722 478,509
Balance Available \$153,341
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Public Works
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CAPITAL GRANT - AMITY GOODWILL INDUSTRIES

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1989-1993 Five Year Capital Budget Program:
 - (a) Project No. 01-39000 (b) Page No. 28
 - (c) Year of Project - Start: 04/89 Finish: 9/89
 - (d) Gross Cost of the Project: \$100,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$100,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - April 25, 1989
 - (b) Approval by Co-ordinating Committee
 - (i) Section No. 2 (ii) Report No. 9
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 2589 41001
 - (b)

Gross Cost as Approved by City Council -	\$100,000
Less: Actual Expenditure \$100,000	
Commitments	<u>100,000</u>
Balance Available	\$100,000
	=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
- (b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

ITEM #52

PROJECT NAME: FIRE STATION EAST MOUNTAIN-LIMERIDGE RD. & UPPER OTTAWA ST. CONSTRUCTION

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 31255-A (b) Page No. 5
 - (c) Year of Project - Start: 05/86 Finish: 9/89
 - (d) Gross Cost of the Project: \$960,000
 - (e) Nature of Financing:
 - (i) Debenture \$960,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee Personnel
 - (i) Section No. N/A (ii) Report No. N/A
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 3 (ii) Report No. 23
 - (c) Date of City Council Approval - November 24, 1981
 - (d) Ontario Municipal Board
 - (i) No. E81695 (ii) Date - January 5, 1982
3. Status of Work-In-Progress Account
 - (a) Account No. CF 4881 41001
 - (b) Gross Cost as Approved by City Council - \$960,000
Less: Actual Expenditure \$950,764
Commitments 950,764
Balance Available \$ 9,236
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Architectural Divisionn (Fire)
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$773,500
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - 1987
9. Will it create any new City jobs once completed? Yes X No ____
If yes, quote the number of new City employees' - 20

Project Complete - Recommend
Form No. 782 Deletion
86/03/10

City of Hamilton

STATUS REPORT - CAPITAL PROJECT

ITEM

PROJECT NAME: FIRE STATION EAST MOUNTAIN - LIMERIDGE ROAD AND UPPER OTTAWA ST. -
VEHICLE PURCHASE

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 31255-C (b) Page No. 5
 - (c) Year of Project - Start: 06/86 Finish: 10/89
 - (d) Gross Cost of the Project: \$275,000
 - (e) Nature of Financing: (i) Debenture \$275,000
(ii) Reserve/Capital Levy \$
(iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee Personnel
(i) Section No. 1 (ii) Report No. 6
 - (b) Financing Approval by Executive Committee
(i) Section No. 9 (ii) Report No. 13
 - (c) Date of City Council Approval - May 13, 1986
 - (d) Ontario Municipal Board
(i) No. E860628 (ii) Date - November 19, 1986
3. Status of Work-In-Progress Account
 - (a) Account No. CF 4881 51001
 - (b) Gross Cost as Approved by City Council - \$275,000
Less: Actual Expenditure \$258,027
Commitments 258,027
Balance Available \$ 16,973

 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Fire
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: LAND ACQUISITION FESSENDEN & GURNETT NEIGHBOURHOODS

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 35295 (b) Page No. 5
 - (c) Year of Project - Start: 10/87 Finish: 12/88
 - (d) Gross Cost of the Project: \$535,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$167,000
 - (iii) Other (Specify) Land \$368,000
Sales
2. City Council Action:
 - (a) Project Approved by Standing Committee - P. & D.
 - (i) Section No. 27 (ii) Report No. 14th
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 2 (ii) Report No. 18
 - (c) Date of City Council Approval - October 13, 1987
 - (d) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 3086 5001
 - (b) Gross Cost as Approved by City Council - \$535,000
Less: Actual Expenditure \$74,589
Commitments 74,589
Balance Available \$460,411
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Real Estate Division (Engineering)
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

ITEM #

PROJECT NAME: NEW EQUIPMENT - STREET FLUSHERS

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:

- (a) Project No. 38000 (b) Page No. 13
(c) Year of Project - Start: 05/88 Finish: 12/89
(d) Gross Cost of the Project: \$180,000
(e) Nature of Financing: (i) Debenture \$
(ii) Reserve/Capital Levy \$180,000
(iii) Other (Specify) \$

2. City Council Action:

- (a) Date of City Council Approval - May 10, 1988
(b) Approval by Executive Committee
(i) Section No. 8 (ii) Report No. 11
(c) Ontario Municipal Board
(i) No. N/A (ii) Date - N/A

3. Status of Work-In-Progress Account

- (a) Account No. CF 6087 51001
(b) Gross Cost as Approved by City Council - \$180,000
Less: Actual Expenditure \$174,714
Commitments 174,714
Balance Available \$ 5,286
=====

(c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Public Works

5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.

6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$103,680

(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.

8. The first year in which the City current budget is affected - 1989

9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: NEW EQUIPMENT - REFUSE PACKER

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1989-1993 Five Year Capital Budget Program:

- (a) Project No. 051-39001 (b) Page No. 39
(c) Year of Project - Start: 05/89 Finish: 12/89
(d) Gross Cost of the Project: \$87,000
(e) Nature of Financing: (i) Debenture \$
(ii) Reserve/Capital Levy \$87,000
(iii) Other (Specify) \$

2. City Council Action:

- (a) Date of City Council Approval - May 9, 1989
(b) Approval by Co-ordinating Committee
(i) Section No. 12 (ii) Report No. 10
(c) Ontario Municipal Board
(i) No. N/A (ii) Date - N/A

3. Status of Work-In-Progress Account

- (a) Account No. CF 6089 51003
(b) Gross Cost as Approved by City Council - \$87,000
Less: Actual Expenditure \$
Commitments 87,000 87,000
Balance Available \$ Nil
=====
- (c) Source of Financing - Comments
Additional required

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Public Works

5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.

6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$

(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.

8. The first year in which the City current budget is affected - 1990

9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PARKLAND ACQUISITION PROGRAMME

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 35282 (b) Page No. 17
 - (c) Year of Project - Start: 01/86 Finish: Unknown
 - (d) Gross Cost of the Project: \$500,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$500,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee P. & R.
 - (i) Section No. 3 (ii) Report No. 7
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 3 (ii) Report No. 8
 - (c) Date of City Council Approval - April 30, 1985
 - (d) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 6285 50001
 - (b) Gross Cost as Approved by City Council - \$500,000
Less: Actual Expenditure \$496,299
Commitments 496,299
Balance Available \$ 3,701
=====
 - (c) Source of Financing - Comments
To be financed from Reserve for Park Lands
instead of debentures.

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Culture and Recreation
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$ Unknown at this stage.
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - 1987
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

ITEM #307

PROJECT NAME: BIKE PATHS (PHASE 1)

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 36287 (b) Page No. 18
 - (c) Year of Project - Start: 05/86 Finish: 9/89
 - (d) Gross Cost of the Project: \$330,000
 - (e) Nature of Financing:
 - (i) Debenture \$330,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee P. & R.
 - (i) Section No. 9 (ii) Report No. 12
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 7 (ii) Report No. 11
 - (c) Date of City Council Approval - April 29, 1986
 - (d) Ontario Municipal Board
 - (i) No. E860625 (ii) Date - August 28, 1986
3. Status of Work-In-Progress Account.
 - (a) Account No. CF 7086 43001
 - (b) Gross Cost as Approved by City Council - \$330,000
Less: Actual Expenditure \$320,954
Commitments 320,954
Balance Available \$ 9,046
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Culture and Recreation
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$ Unknown
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected -
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PLAYGROUND EQUIPMENT

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1989-1993 Five Year Capital Budget Program:
 - (a) Project No. 060-39000 (b) Page No. 42
 - (c) Year of Project - Start: 05/89 Finish: 9/89
 - (d) Gross Cost of the Project: \$80,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$80,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - Various
 - (b) Approval by Co-ordinating Committee
 - (i) Section No. Various (ii) Report No. Various
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 7089 52001
 - (b) Gross Cost as Approved by City Council - \$80,000
 - Less: Actual Expenditure \$80,000
 - Commitments 80,000
 - Balance Available \$ 0
 - (c) Source of Financing - Comments =====

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Culture and Recreation
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
- (b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: WATERFRONT PARKS DEVELOPMENT - STUDY PHASE

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. A34626 (b) Page No. 20
 - (c) Year of Project - Start: 09/84 Finish: 12/88
 - (d) Gross Cost of the Project: \$150,000
 - (e) Nature of Financing:
 - (i) Debenture \$150,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee P. & R.
 - (i) Section No. 10 (ii) Report No. 14
 - (b) Approval by Executive Committee
 - (i) Section No. 6 (ii) Report No. 15
 - (c) Ontario Municipal Board
 - (i) No. E840862 (ii) Date - October 30, 1984
3. Status of Work-In-Progress Account
 - (a) Account No. CF 4184 54001
 - (b) Gross Cost as Approved by City Council - \$150,000
Less: Actual Expenditure \$144,350
Commitments 144,350
Balance Available \$ 5,650
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Community Development
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: TRACK FACILITY.- MOAHWK SPORTS PARK

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 36627 (b) Page No. 19
 - (c) Year of Project - Start: 05/86 Finish: 12/88
 - (d) Gross Cost of the Project: \$300,000
 - (e) Nature of Financing:
 - (i) Debenture \$300,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee P. & R.
 - (i) Section No. 6 (ii) Report No. 12
 - (b) Financing Approved by Executive Committee
 - (i) Section No. 6 (ii) Report No. 11
 - (c) Date of City Council Approval - April 29, 1986
 - (d) Ontario Municipal Board
 - (i) No. E860626 (ii) Date - July 30, 1986
3. Status of Work-In-Progress Account
 - (a) Account No. CF 6286 54001
 - (b) Gross Cost as Approved by City Council - \$300,000
Less: Actual Expenditure \$300,085
Commitments 300,085
Balance Available \$ (85)
=====
 - (c) Source of Financing - Comments
Additional Required

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parks Division
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$
(b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - 1989
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: WATERFRONT PARKS DEVELOPMENT - CONSULTING SERVICES

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. A36631 (b) Page No. 20
 - (c) Year of Project - Start: 06/86 Finish: 12/88
 - (d) Gross Cost of the Project: \$200,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$200,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee - P. & R.
 - (i) Section No. 12 (ii) 13
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 2 (ii) Report No. 14
 - (c) Date of City Council Approval - May 27, 1986
 - (d) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 4184 54003
 - (b) Gross Cost as Approved by City Council - \$200,000
Less: Actual Expenditure \$193,141
Commitments 6,859 200,000
Balance Available \$ 0
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Community Development
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: MOHAWK SPORTS PARK - (STAGE 6)

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. B39628 (b) Page No. 15
 - (c) Year of Project - Start: 06/87 Finish: 12/89
 - (d) Gross Cost of the Project: \$520,000
 - (e) Nature of Financing:
 - (i) Debenture \$520,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee - P. & R.
 - (i) Section No. N/A (ii) Report No. N/A
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 12 (ii) Report No. 5
 - (c) Date of City Council Approval - March 10, 1987
 - (d) Ontario Municipal Board
 - (i) No. E870313 (ii) Date - May 29, 1987
3. Status of Work-In-Progress Account
 - (a) Account No. CF 6287 54002
 - (b) Gross Cost as Approved by City Council - \$520,000
Less: Actual Expenditure \$520,000
Commitments 520,000
Balance Available \$ Nil
=====
 - (c) Source of Financing - Comments
Additional Required

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parks Division
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$27,000
(b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - 1987
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: NEW EQUIPMENT - PARKS MAINTENANCE

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 38004 (b) Page No. 17
 - (c) Year of Project - Start: 05/88 Finish: 9/89
 - (d) Gross Cost of the Project: \$60,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$60,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - May 10, 1988
 - (b) Approval by Executive Committee
 - (i) Section No. 1 (ii) Report No. 11
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 6288 51001
 - (b) Gross Cost as Approved by City Council - \$60,000
Less: Actual Expenditure \$59,210
Commitments 59,210
Balance Available \$ 790
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parks Division
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - 1989
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: PARK DEVELOPMENT & REDEVELOPMENT BY PRIORITY

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1988-1992 Five Year Capital Budget Program:
 - (a) Project No. 38013 (b) Page No. 19
 - (c) Year of Project - Start: 06/88 Finish: 12/88
 - (d) Gross Cost of the Project: \$321,400
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$321,400
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - April 26, 1988
 - (b) Approval by Executive Committee
 - (i) Section No. 6 (ii) Report No. 13
 - (c) Ontario Municipal Board
 - (i) No. (ii) Date -
3. Status of Work-In-Progress Account
 - (a) Account No. 0408-C2655
 - (b) Gross Cost as Approved by City Council - \$321,400
Less: Actual Expenditure \$272,958
Commitments 272,958
Balance Available \$ 48,442
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parks Division
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected -N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

ITEM #401

PROJECT NAME: CENTRAL UTILITIES PLANT - NEW EQUIPMENT

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:

- (a) Project No. 36201 (b) Page No. 23
(c) Year of Project - Start: 05/85 Finish: 12/88
(d) Gross Cost of the Project: \$316,480
(e) Nature of Financing: (i) Debenture \$316,480
(ii) Reserve/Capital Levy \$
(iii) Other (Specify) \$

2. City Council Action:

- (a) Project Approved by Standing Committee - Executive
(i) Section No. Various (ii) Various
(b) Financing Approval by Executive Committee
(i) Section No. Various (ii) Report No. Various
(c) Date of City Council Approval - Various
(d) Ontario Municipal Board
(i) No. G9744 (ii) Date - July 8, 1985

3. Status of Work-In-Progress Account

- (a) Account No. CF 9286 51002
(b) Gross Cost as Approved by City Council - \$316,480
Less: Actual Expenditure \$315,869
Commitments 315,869
Balance Available \$ 611
=====

(c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Victor K. Copps Trade Centre/
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

ITEM #

PROJECT NAME: CORPORATE EXPENSE - OFFICE EQUIPMENT

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:

- (a) Project No. 37001 (b) Page No. 22
(c) Year of Project - Start: 05/87 Finish: 12/88
(d) Gross Cost of the Project: \$10,000
(e) Nature of Financing: (i) Debenture \$
(ii) Reserve/Capital Levy \$10,000
(iii) Other (Specify) \$

2. City Council Action:

- (a) Date of City Council Approval - March 31, 1987
(b) Approval by Executive Committee
(i) Section No. 2 (ii) Report No. 7
(c) Ontario Municipal Board
(i) No. N/A (ii) Date - N/A

3. Status of Work-In-Progress Account

- (a) Account No. CF 9287 51004
(b) Gross Cost as Approved by City Council - \$10,000
Less: Actual Expenditure \$
Commitments _____ 10,000
Balance Available \$ 0
=====

(c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department H.E.C.F.I.
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CORPORATION EXPENSE - EQUIPMENT FOR MARKETING OFFICES

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 37002 (b) Page No. 22
 - (c) Year of Project - Start: 05/87 Finish: 12/88
 - (d) Gross Cost of the Project: \$23,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$23,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - March 31, 1987
 - (b) Approval by Executive Committee
 - (i) Section No. 5 (ii) Report No. 7
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 9287 51003
 - (b) Gross Cost as Approved by City Council - \$23,000
Less: Actual Expenditure \$22,391
Commitments 324 22,715

Balance Available \$ 285
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department H.E.C.F.I.
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CENTRAL UTILITIES PLANT - NEW EQUIPMENT

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 37201 (b) Page No. 17
 - (c) Year of Project - Start: 06/87 Finish: 12/88
 - (d) Gross Cost of the Project: \$237,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$237,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - March 31, 1987
 - (b) Approval by Executive Committee
 - (i) Section No. 3 (ii) Report No. 7
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 9287 51002
 - (b) Gross Cost as Approved by City Council - \$237,000
Less: Actual Expenditure \$235,252
Commitments 235,252
Balance Available \$ 1,748
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department H.E.C.F.I.
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

ITEM #506

PROJECT NAME: PURCHASE OF WANDS FOR AUTOMATED CIRCULATION SYSTEM

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1988-1992 Five Year Capital Budget Program:
 - (a) Project No. 38001 (b) Page No. 28
 - (c) Year of Project - Start: 11/88 Finish: 9/89
 - (d) Gross Cost of the Project: \$25,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$25,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - November 8, 1988
 - (b) Approval by Executive Committee
 - (i) Section No. 4 (ii) Report No. 20
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date -N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 9188 51001
 - (b) Gross Cost as Approved by City Council - \$25,000
Less: Actual Expenditure \$24,910
Commitments 24,910
Balance Available \$ 90
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Library
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: HAMILTON PLACE - ROOF REPLACEMENT

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1988-1992 Five Year Capital Budget Program:
 - (a) Project No. 38000 (b) Page No. 31
 - (c) Year of Project - Start: 10/88 Finish: 12/88
 - (d) Gross Cost of the Project: \$389,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$389,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval -
 - (b) Approval by Executive Committee
 - (i) Section No.
 - (ii) Report No.
 - (c) Ontario Municipal Board
 - (i) No. N/A
 - (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 9288 41003
 - (b) Gross Cost as Approved by City Council - \$389,000
Less: Actual Expenditure \$352,902
Commitments 352,902
Balance Available \$ 36,098
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department H.E.C.F.I.
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - Nil
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: HAMILTON CONVENTION CENTRE - FURNITURE & EQUIPMENT

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 36293 (b) Page No. 29
 - (c) Year of Project - Start: 06/86 Finish: 9/89
 - (d) Gross Cost of the Project: \$62,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$62,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee Executive
 - (i) Section No. Various (ii) Report No. Various
 - (b) Approval by Executive Committee
 - (i) Section No. Various (ii) Report No. Various
 - (c) Date of City Council Approval - Various
 - (d) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 9286 51001
 - (b) Gross Cost as Approved by City Council - \$62,000
Less: Actual Expenditure \$61,387
Commitments 61,387
Balance Available \$ 613
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department H.E.C.F.I.
5. Is the project progressing as scheduled per 1(c) above? Yes X No ____
If no, explain.
6. Is the project within the budget allocation? Yes X No ____
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$N/A
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: DOWNTOWN ACTION PLAN - C.I.B.C.

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 37003 (b) Page No. 25
 - (c) Year of Project - Start: 09/87 Finish: 11/88
 - (d) Gross Cost of the Project: \$80,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$80,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Date of City Council Approval - September 1, 1987
 - (b) Approval by Executive Committee
 - (i) Section No. 1 (ii) Report No. 16
 - (c) Ontario Municipal Board
 - (i) No. N/A (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 4282 03001
 - (b) Gross Cost as Approved by City Council - \$80,000
Less: Actual Expenditure \$80,000
Commitments 80,000
Balance Available \$ 0
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Community Development
5. Is the project progressing as scheduled per 1(c) above? Yes X No
If no, explain.
6. Is the project within the budget allocation? Yes X No
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
- (b) Is the amount the same as per approved five year capital budget program? Yes X No
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CERAMIC BELTING REPLACEMENT - CITY HALL

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 34529
 - (b) Page No. 1
 - (c) Year of Project - Start: 01/85 Finish: 12/89
 - (d) Gross Cost of the Project: \$40,000
 - (e) Nature of Financing:
 - (i) Debenture \$
 - (ii) Reserve/Capital Levy \$40,000
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee
 - (i) Section No. N/A
 - (ii) Report No. N/A
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 16
 - (ii) Report No. 8
 - (c) Date of City Council Approval - Various
 - (d) Ontario Municipal Board
 - (i) No. N/A
 - (ii) Date - N/A
3. Status of Work-In-Progress Account
 - (a) Account No. CF 3285 41002
 - (b) Gross Cost as Approved by City Council - \$40,000
Less: Actual Expenditure \$
Commitments _____
Balance Available \$40,000
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department - Architectural Division
5. Is the project progressing as scheduled per 1(c) above? Yes ____ No X
If no, explain. This project is presently being reviewed with the assistance of the Architectural Division.
6. Is the project within the budget allocation? Yes ____ No X
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: VICTOR K. COPPS TRADE CENTRE/ARENA PARKING FACILITIES

as at

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 34413 (b) Page No. 13
 - (c) Year of Project - Start: 02/84 Finish: Unknown
 - (d) Gross Cost of the Project: \$1,700,000
 - (e) Nature of Financing:
 - (i) Debenture \$1,700,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
 2. City Council Action:
 - (a) Project Approved by Standing Committee T. & E.
 - (i) Section No. 1 (ii) Report No. 1
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 8 (ii) Report No. 3
 - (c) Date of City Council Approval - February 14, 1984
 - (d) Ontario Municipal Board
 - (i) No. E84015 (ii) Date - April 11, 1984
 3. Status of Work-In-Progress Account
 - (a) Account No. CF 7084 45001
 - (b) Gross Cost as Approved by City Council - \$1,700,000
Less: Actual Expenditure \$1,430,783
Commitments 1,430,783
Balance Available - \$ 269,217
=====
- (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property Real Estate Division
5. Is the project progressing as scheduled per 1(c) above? Yes ☐ No ☒
If no, explain. Three residential units on Bay Street to be acquired collectively are not available at this time. Still persuing purchase of all three.
6. Is the project within the budget allocation? Yes ☒ No ☐
If no, explain.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$Nil
(b) Is the amount the same as per approved five year capital budget program? Yes ☒ No ☐
If no, explain.
8. The first year in which the City current budget is affected - N/A
9. Will it create any new City jobs once completed? Yes ☐ No ☒
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: VICTOR K. COPPS TRADE CENTRE/ARENA PARKING FACILITIES ADDITIONAL COSTS

as at September 30, 1989

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 34413-A (b) Page No. 13
 - (c) Year of Project - Start: 09/85 Finish: Unknown
 - (d) Gross Cost of the Project: \$590,000
 - (e) Nature of Financing:
 - (i) Debenture \$590,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee Executive
 - (i) Section No. 5 (ii) Report No. 7
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 5 (ii) Report No. 7
 - (c) Date of City Council Approval - April 9, 1985
 - (d) Ontario Municipal Board
 - (i) No. E850450 (ii) Date - June 7, 1985
3. Status of Work-In-Progress Account
 - (a) Account No. CF 9085 45001
 - (b) Gross Cost as Approved by City Council - \$590,000
Less: Actual Expenditure \$275,319
Commitments 275,319
Balance Available \$314,681
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Parking Authority
5. Is the project progressing as scheduled per 1(c) above? Yes ____ No X
If no, explain. Completion of the lot has been delayed to establish demand and consider potential for joint use development.
6. Is the project within the budget allocation? Yes X No ____
If no, explain. Under review.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$90,809
(b) Is the amount the same as per approved five year capital budget program? Yes X No ____
If no, explain.
8. The first year in which the City current budget is affected - 1986
9. Will it create any new City jobs once completed? Yes ____ No X
If yes, quote the number of new City employees' -

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: CONSTRUCTION OF WESTMOUNTAIN TWIN ARENA - MOHAWK & UPPER HORNING

as at

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1986-1990 Five Year Capital Budget Program:
 - (a) Project No. 37284 (b) Page No. 13
 - (c) Year of Project - Start: Unknown Finish: Unknown
 - (d) Gross Cost of the Project: \$6,605,000
 - (e) Nature of Financing:
 - (i) Debenture \$6,605,000
 - (ii) Reserve/Capital Levy \$
 - (iii) Other (Specify) \$
2. City Council Action:
 - (a) Project Approved by Standing Committee P. & R.
 - (i) Section No. 1 (ii) Report No. 27
 - (b) Financing Approval by Executive Committee
 - (i) Section No. 9 (ii) Report No. 25
 - (c) Date of City Council Approval - November 25, 1986
 - (d) Ontario Municipal Board
 - (i) No. (ii) Date -
3. Status of Work-In-Progress Account
 - (a) Account No. CF 7086 41002
 - (b) Gross Cost as Approved by City Council - \$
Less: Actual Expenditure \$112,438
Commitments 72,519 184,957
Balance Available \$
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Property - Architectural Division
(Culture and Recreation)
5. Is the project progressing as scheduled per 1(c) above? Yes ☐ No ☒
If no, explain. O.M.B. approval was denied,
appealing decision.
6. Is the project within the budget allocation? Yes ☐ No ☒
If no, explain.
Dispute over Consultant Fees in process and delay in
project by O.M.B. will add additional cost to project.
Project to be initiated 1990.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is
completed - \$300,000
(b) Is the amount the same as per approved five year
capital budget program? Yes ☒ No ☐
If no, explain.
8. The first year in which the City current budget is affected - 1988
9. Will it create any new City jobs once completed? Yes ☒ No ☐
If yes, quote the number of new City employees' -
2-3 Full-Time - 20 Part-Time

STATUS REPORT - CAPITAL PROJECT

PROJECT NAME: TERRYBERRY LIBRARY ADDITION - 2ND FLOOR

as at

(A) TO BE COMPLETED BY THE TREASURY DEPARTMENT

1. 1987-1991 Five Year Capital Budget Program:
 - (a) Project No. 37001 (b) Page No. 19
 - (c) Year of Project - Start: 08/87 Finish: 12/89
 - (d) Gross Cost of the Project: \$1,566,000
 - (e) Nature of Financing:
 - (i) Debenture \$595,000
 - (ii) Reserve/Capital Levy \$188,000
 - (iii) Other (Specify) \$783,000
2. City Council Action:
 - (a) Date of City Council Approval - July 28, 1987
 - (b) Approval by Executive Committee
 - (i) Section No. 10 (ii) Report No. 14
 - (c) Ontario Municipal Board
 - (i) No. E871042 (ii) Date - September 25/87
3. Status of Work-In-Progress Account
 - (a) Account No. CF 9187 41001
 - (b) Gross Cost as Approved by City Council - \$1,566,000
Less: Actual Expenditure \$
Commitments 576 576
Balance Available \$1,565,424
=====
 - (c) Source of Financing - Comments

(B) TO BE COMPLETED BY THE DEPARTMENT CONTROLLING THE PROJECT -

4. Name of the Department Library
5. Is the project progressing as scheduled per 1(c) above? Yes ☐ No ☒
If no, explain.
Still waiting receipt of Provincial Grant Money.
Awaiting approval of revised budget.
6. Is the project within the budget allocation? Yes ☐ No ☒
If no, explain.
Awaiting approval of revised budget.

(C) TO BE COMPLETED BY THE DEPARTMENT INITIATING THE PROJECT

7. (a) What is the maintenance cost of this project once it is completed - \$86,470
- (b) Is the amount the same as per approved five year capital budget program? Yes ☒ No ☐
If no, explain.
8. The first year in which the City current budget is affected - 1990
9. Will it create any new City jobs once completed? Yes ☒ No ☐
If yes, quote the number of new City employees'
- 2.8 Full Time Equivalents

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its SEVENTEENTH Report for 1989 and respectfully recommends:

1. That a purchase order be issued to Holland Chevrolet Oldsmobile Inc., Burlington, in the amount of \$15 136.20 for the purchase of One (1) Compact Pickup Truck, Central Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of four (4) tenders received. Funds provided in Automotive Equipment-Traffic outside Operations-General Activity Account No. CH58002 75120.

2. That a purchase order be issued to R. L. Crain., Burlington, in the amount of \$16 392.31 plus 8% sales tax, for the printing of Parking Infraction Notices, Traffic Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of five (5) tenders received. Funds provided in Operating Supplies Account No. CH56103 75020.

3. (a) That the City of Hamilton and Regional Municipality of Hamilton-Wentworth equally share the \$100 000 cost of channelizing Rymal Road to allow safe and efficient access from the new B.A. Court Yard.
- (b) That the Co-ordinating Committee be requested to recommend the method of financing the City's share of this cost - estimated to be \$50 000.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT THE
FUNDING OF \$50 000 REQUIRED AS THE CITY'S SHARE
FOR THE CHANNELIZATION OF RYMAL ROAD TO B.A. COURT
YARD BE CHARGED AGAINST THE CAPITAL CONTINGENCY AND
FUNDED FROM THE RESERVE FRO CAPITAL PROJECTS.

4. That the Mayor and City Clerk be authorized to execute a Garbage Collection Agreement between The Corporation of the City of Hamilton and Municipal Non-Profit (Hamilton) Housing Corporation for the Collection of garbage at 1150 Limeridge Road East.

NOTE: This Agreement will require the Applicant to indemnify and save the City harmless against any loss, and to purchase and file with the City Clerk an insurance policy to this effect, such policy to be in an amount satisfactory to the City Solicitor. The City's Garbage By-law No. 66-182 provides for such collection.

5. That the applications for Inadvertent Encroachment Agreements as outlined on Schedule "A", appended hereto, be approved during the pleasure of Council provided:
 - (a) That the owners enter into agreements satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
 - (b) That the Mayor, and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.
 - (c) That a first year fee and a subsequent annual fee as determined in Schedule "A" be set for this privilege.
6. That the application of Dofasco Inc., the present owner of the property to place landscaping consisting of earth berms and spruce trees on the boulevard of Beach Road from Kenilworth Avenue easterly be approved during the pleasure of Council provided:
 - (a) That the owner enter into agreement satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
 - (b) That a first year fee of \$125 and subsequent annual fee of \$20 be set for this privilege
 - (b) That the Mayor and City Clerk be authorized to sign and execute all necessary documents to implement these agreement.
7.
 - (a) That the Director of Public Works be authorized and directed to remove the timber tie retaining wall encroaching on the public walkway between Lynwood Road and Farmer Court and replace it with a stone wall at an estimated cost of \$3 000.
 - (b) That the Co-ordinating Committee be requested to recommend the method of financing.

8.
 - (a) That the Property Department be directed to acquire all lands required for the establishment of Fieldway Drive extension from Fieldway Drive to Millwood Place.
 - (b) That A. J. Clarke and Associates be retained to provide a survey plan of all properties required.
 - (c) That upon acquisition of the required lands, the City Solicitor's Department be directed to prepare a by-law for the establishment and laying out of Fieldway Drive as a public highway excepting a 1' reserve along both sides of the highway and for the establishment and laying out of a public walkway from Millwood Place to Fieldway Drive South.
 - (d) That upon acquisition of the required lands, A. J. Clarke and Associates be retained to prepare construction drawings for the required municipal services and upon completion, the Commissioner of Engineering be authorized to construct the required municipal services.
 - (e) That all costs for this project including land, consultant's fees, construction and overhead but excepting the costs of the public walkway be charged against the 1' reserves and recovered at the time of development of the abutting lands in accordance with standard subdivision policies. The cost of the walkway to be charged to the Hamilton Board of Education and the abutting lands in accordance with standard subdivision policies.
9.
 - (a) That the City Solicitor be directed to prepare a By-law to establish and open the alley located north of and adjacent to Wellington Park from Wellington Street easterly to the west limit of the first north-south alley.
 - (b) That Trillium Funeral Service Corporation be permitted to construct at its expense concrete pavement and any necessary drainage works upon the alley to the satisfaction of the Commissioner of Engineering.
 - (c) That this alley be operated one-way easterly.
 - (d) That City Traffic By-law 89-72 be amended accordingly.

10. That the action taken by the Commissioner of Engineering in authorizing the Application of the Hamilton Harriers to temporarily close Jackson Street East between James Street South and Hughson Street South on Saturday, October 28, 1989 from 9:00 a.m. to 1:00 p.m. to hold a Road Race be approved subject to the following conditions:
- (a) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
 - (b) That temporary road closure signs be installed one week in advance by the City of Hamilton Traffic Department, on the affected roadways, at the expense of the organizing group;
 - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the Region;
 - (d) That the applicant provide proof of \$2 000 000 public liability insurance, naming the City as an added insured party with a provisions for cross liability, and holding the Region harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
 - (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
 - (f) That no property owner or resident within the barricaded area be denied access to their property if requested.
 - (g) That all property owners and tenants along the closed portion of the route be notified of the road race by the applicant at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering.
11. (a) That a purchase order be issued to Wooding-Railcar Limited in the amount of \$26 100 for the Kenora Avenue Railway Crossing Modules.
- (b) That a purchase order be issued to Epton Industries Limited in the amount of \$9 900 for the Nash Road rubber seals.
- (c) That a purchase order be issued to Public Works in the amount of \$12 000 for asphalt paving.

- (d) That the above expenditures be financed from the 1989 Specific Railway Maintenance Account No. 57409 52010.
12. (a) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Reserve "A", Registered Plan number 878 into Malton Drive.
- (b) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Parts 2,3,4 and 8, Plan 62R-9574 into Eaglewood Drive.
- (c) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Reserve "B", Registered Plan number 970 into Alderson Drive.
- (d) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Reserve "A", Registered Plan number 970 into Christopher Drive.
- (e) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Block 116, Plan 62M-528 into Rushdale Drive.
- (f) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Part 4, Plan 62R-10444 into Chester Avenue.
- (g) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Block 18, Plan 62M-382 into Charing Drive.
- (h) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Block 24, Plan 62M-409 into Benemar Court.
- (i) That the City Solicitor be authorized and directed to prepare a By-law to incorporate Block 23, Plan 62M-409 into Rushdale Drive.
13. (a) That the submitted schedules for the estimated cost of services in "Cantelmi Court", Hamilton, as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement with the owner. These lands are located west of Upper Ottawa Street and north of Rymal Road in the Templemead Neighbourhood. The total estimated cost of services for this development is \$50 937.99.
- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement between the City of Hamilton and the Owner, 832200 Ontario Limited (Sol Frankiel - President)

- (c) That the approval of clause (b) above be subject to the condition that no work be commenced until the Final Survey Plan and Subdivision Agreement have been registered.
 - (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan, he be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing.
 - (e) That the City Subdivision Agreement include the necessary provisions which would require the Developer to establish Maintenance Easements in all locations as required by the Zoning By-law and Council policy.
- 14.
- (a) That the submitted schedules for the estimated cost of services in "Wentwal Estates", Hamilton, as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement with the owner 822827 Ontario Inc. These lands are located west of Upper Wentworth Street and north of Rymal Road in the Barnstown Neighbourhood. The total estimated cost of services for this development is \$140 256.71.
 - (b) That the Mayor and City Clerk be authorized and directed to execute the proposed subdivision agreement between the City of Hamilton and the owners, 822827 Ontario Inc.
 - (c) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and Subdivision Agreement have been registered.
 - (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan, he be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing.
 - (e) That the City Solicitor be directed to apply to the Regional Municipality of Hamilton-Wentworth for approval to establish Essling Avenue pursuant to Section 48(3) of the Regional Municipality of Hamilton-Wentworth Act.
 - (f) That the City Solicitor be authorized and directed to prepare the necessary By-law(s) to incorporate the 0.3m reserve, Block 82 on Plan 62M-616 into the road allowance for Essling Avenue after the plan of subdivision for Wentwal Estates has been registered.

15. (a) That the submitted schedules for the estimated cost of services in "Eleanor Heights Addition - Phase 1", Hamilton, as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement with the owner. These lands are located on Eleanor Avenue and south of Limeridge Road in the Eleanor Neighbourhood. The total estimated cost of services for this development is \$70 250.
- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement between the City of Hamilton and the Owner, Steinnagel Construction Limited.
- (c) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and Subdivision Agreement have been registered.
- (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan, he be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing.
16. (a) That the concrete island median on Brampton Street be cut from a point approximately 220 feet west of Brighton Avenue westerly approximately 60 feet to provide access for left turning and crossing vehicles;
- (b) That the full cost of the median removal and roadway restoration be charged to Paling Incorporated.
17. (a) That the Commissioner of Engineering be authorized to reconstruct the remaining portions of sidewalks on the east side of Upper Wellington Street from Inverness Avenue to Mountville Avenue that are not reconstructed as part of the storm sewer reconstruction project, an estimated cost of \$8 000.
- (b) That the Co-ordinating Committee be requested to recommend the method of financing.
18. (a) That a center median pedestrian refuge be painted on Greenhill Avenue in the area between Quigley Road and Blanche Court, subject to the re-instatement of the parking prohibition on the south side of the street as specified in the Traffic By-law;
- (b) That the Traffic Department monitor the traffic volumes and the collisions on Greenhill Avenue in this area.

19. (a) That, in accordance with the recommendation of the Regional Police Department, a school traffic officer be assigned to the intersection of Limeridge Road and Rockingham Drive during the morning and evening crossing periods only; and
- (b) That the Regional Police be directed to conduct a study at this intersection in September, 1990, in order to determine whether or not a school traffic officer should be assigned to this location for the lunch hour crossing period in the future.
20. (a) That eastbound traffic on Tivoli Drive be required to stop for northbound and southbound traffic on San Remo Drive; and
- (b) That three-way stop control be implemented at the intersection of Ravenbury Drive and Rama Court; and
- (c) That three-way stop control be implemented at the intersection of Loconder Drive and Queen Victoria Drive; and
- (d) That four-way stop control be implemented at the intersection of Gailmont Drive and Orphir Road; and
- (e) That City Traffic By-law 89-72 be amended accordingly.
21. (a) That the existing "No Parking" Regulation on the north side of Mead Avenue commencing 412 feet east of Parkdale Avenue North and extending to a point 124 feet easterly therefrom, be shortened such that it commences at a point 412 feet east of Parkdale Avenue North and extends to a point 40 feet easterly therefrom; and
- (b) That the existing "No Stopping, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation on the west side of Wexford Avenue South between Monterey Avenue and Central Avenue be removed; and
- (c) That, in accordance with a general Traffic By-law provision, a "No Parking, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Wexford Avenue south between Monterey Avenue and Central Avenue; and
- (d) That parking prohibition on the south side of Monterey Avenue between Auburn Avenue and a point 50 feet westerly therefrom; and
- (e) That a "One Hour Parking Time Limit, 9:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on both sides of West 34th Street between Bendamere Avenue and the southerly end of the Street; and

- (f) That City Traffic By-law 89-72 be amended accordingly.
-
- 22. (a) That the existing stopping prohibition on the east side of Poplar Avenue between Concession Street a point 100 feet northerly therefrom be extended, such that the prohibition extends to a point 120 feet north of Concession Street; and
 - (b) That City Traffic By-law 89-72 be amended accordingly.
-
- 23. (a) That the existing parking prohibition on the east side of Bond Street, between Main Street and a point 120 feet northerly therefrom be shortened, such that the prohibition extends to a point 62 feet north of Main Street; and
 - (b) That a "Two Hour Parking Time Limit" regulation be implemented on the east side of Bond Street commencing 62 feet north of Main Street West and extending to a point 61 feet northerly therefrom; and
 - (c) That City Traffic By-law 89-72 be amended accordingly.
-
- 24. (a) That stopping be prohibited on the north side of Crockett Street between East 34th Street and a point 50 feet westerly therefrom; and
 - (b) That stopping be prohibited on the south side of Crockett Street between East 34th Street and a point 51 feet easterly therefrom; and
 - (c) That stopping be prohibited on the south side of Greencedar Drive between Greenguild Avenue and a point 100 feet westerly therefrom; and
 - (d) That stopping be prohibited on the west side of San Remo Drive commencing at a point 118 feet south of San Francisco Avenue and extending to a point 83 feet southerly therefrom; and
 - (e) That a parking prohibition be implemented on the south side of Mackenzie Drive from East 27th Street to a point 60 feet easterly therefrom; and
 - (f) That City Traffic By-law 89-72 be amended accordingly.

25. (a) That the policy respecting the using of portions of road allowance for parking purposes adjacent to commercial, industrial and institutional land uses be amended to permit the leasing of city boulevards adjacent to multiple residential uses; and
- (b) That the annual fee for parking on city boulevards adjacent to multiple residential land uses be based on the existing rate for commercial, industrial and institutional uses, which is \$50 per parking space or part per year for the first two spaces; \$25 per parking space or part per year for each space over two and up to a total of 10 spaces; and that a fee be established by the Transport and Environment Committee for each application for more than 10 parking spaces.
26. (a) That the following entries be added to the snow route system:
- Upper Kenilworth Avenue between Limeridge Road and the southerly end
 - Upper Gage Avenue between Rymal Road and the southerly end
- (b) That City Traffic By-law 89-72 be amended accordingly.
27. (a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Brucedale Avenue commencing at a point 77 feet west of East 5th Street and extending to a point 46 feet westerly, be extended such that the regulation commences at a point 77 feet west of East 5th Street and extends to a point 118 feet westerly therefrom; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
28. That the application by Love's York Property Incorporated, to lease a portion of the boulevard of Hess Street North adjacent to the parking lot located on the south/east corner of York Boulevard and Hess Street North be approved provided that:
- (a) The applicant pays the annual fee in accordance with the fee structure approved by City Council on 1986 March 25 (recommended rate is \$700 for 26 spaces), plus taxes, if any, in addition to the \$10 annual encroachment insurance charge approved by the City Council on 1984 February 14, and the \$25 landscaping fee.
- (b) The owner pays a one-time \$25 registration fee, as approved by the City Council on 1986 January 14.

- (c) The owner pays a one-time \$150 processing fee as approved by the City Council on 1988 January 12.
 - (d) The owner complies with the requirements as set out in the policy approved by City Council on 1975 June 24, respecting using a portion of the road allowance for parking purposes.
 - (e) The driveway approaches, parking areas, and other structures, as approved by the Director of Traffic Services be constructed and maintained at the owner's expense.
 - (f) The owner executes an agreement, satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interest, claims, demands, costs damages, expenses and loss.
29. (a) That one position of Traffic Serviceman II (presently vacant) in the Traffic Department be declared redundant and that in its place an additional position of Traffic Service Foreman be created; and
- (b) That an additional position of Receiver, Shipper and Stock Clerk be created funded from a corresponding decrease in summer student hiring.
30. (a) That the City pay the Board of Education the market value of the land for Part 6 of 62R-9868, being one half of DiCenzo Drive (0.13608 ha) in the amount of \$34 020 at the time that the Board accepts title to the adjacent lands, namely Part 4 of 62R-9868.
- (b) That concurrently with item (a), the Board of Education pay to the City an amount equal to the Local Improvement Act charges for the services in the said one half of DiCenzo Drive, which amount is:

Sidewalk and Curbs	112 m @ \$131	= \$14 672
Roadway	112 m @ \$221	= <u>\$24 752</u>
	TOTAL	= \$39 424

- (c) That concurrently with item (a), the City pay DiCenzo Construction one half of the City service cost in the portion of DiCenzo Drive being part 6 of 62R-9868, which amount is \$31 609.

- (d) That the Co-ordinating Committee be requested to recommend the method of financing.

THE CO-ORDINATING COMMITTEE RECOMMENDS:

- (a) THAT THE PAYMENT TO THE BOARD OF EDUCATION BY THE CITY FOR THE MARKET VALUE OF ONE-HALF OF DICENZO DRIVE, IN THE AMOUNT OF \$34 020 BE FINANCED FROM THE RESERVE FOR PROPERTY PURCHASES.
- (b) THAT THE CITY CITY'S SHARE OF SERVICES TO BE INSTALLED IN "RYCKMAN'S NEIGHBOURHOOD PLAN - DICENZO DRIVE", IN THE GROSS AMOUNT OF \$31 609, BE FINANCED FROM THE RESERVE FOR CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS.
31. (a) That the existing three hour parking time limit on Oxford Street between York Boulevard and Barton Street be changed to a one hour parking time limit; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
32. That leave be granted to introduce the following Bills:
- (a) B-118 By-law to Incorporate Part 11, Plan 62r-9377 into Templemead Drive
- (b) B-119 By-law to Incorporate Block 81, Plan 62M-616 into Brigade Drive
- (c) B-120 By-law to Incorporate Parts 1 and 2, Plan 62R-10286 into Fieldway Drive
- (d) B-121 By-law to Amend By-law 89-72 to Regulate Traffic
- (e) B-122 By-law to Amend By-law 89-72 to Regulate Traffic

RESPECTFULLY SUBMITTED,

John Thompson,
Acting Secretary

ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

B-12

/lp

1989 October 23

SCHEDULE "A"

SCHEDULE "A"

<u>Location</u>	<u>Type of Encroachment</u>	<u>Solicitor/Agent</u>	<u>Fees 1st Year/Annual</u>	<u>File No.</u>
126 Catharine Street South	Landscaping 1'2" X 6'0" wood planters 8'9" X 13'1" 5'7" X 14'2"	Mr. F. Martin	\$125.00 - \$20.00	T103-50(747)
51 Clyde Street	Concrete Step 0'6" X 4'1"	Mr. D. Ray	\$125.00 - \$20.00	T103-50(743)
141 Ferrie Street East	Concrete Step 0'9" X 5'2"	Mr. M. Durward	\$125.00 - \$20.00	T103-50(771)
142 & 144 Glendale Avenue N.	Wood Steps 1'3" X 3'9" 0'8" X 3'9"	Mr. J. McLaren	\$165.00 - \$40.00	T103-50(788)
2301 King Street East	Concrete wheelchair 8'4" X 22'3" ramp on Glencarlin Avenue	Mr. A. McLeod	\$125.00 - \$20.00	T103-50(706)
23 Murray Street West	Wood steps 2'4" X 2'10"	Mr. J. Steadman	\$105.00 - \$20.00	T103-50(745)
70 William Street	Concrete veranda 1'4" X 7'3"	Mr. N. Zaffino	\$125.00 - \$20.00	T103-50(766)
139 Young Street	Concrete steps 3'0" X 5'2"	Mr. T. Gorman	\$125.00 - \$20.00	T103-50(770)
139 Connon Street East	Brick Building 0'2" X 12'6"	Mr. M. MacPherson	\$125.00 - \$20.00	T103-50(794)
23 Huron Street	Porch, Awning and steps 1'4" X 12'6"	Mr. B. Dunphy	\$125.00 - \$20.00	T103-50(759)

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its TWENTIETH Report for 1989 and respectfully recommends:

1. (a) That an Offer to Purchase executed by Jan Szostak on 1989, September 26, and scheduled for closing on 1989, December 7, BE APPROVED and completed.

NOTE: The subject parcel is part of Park Lot 1, Registered Plan No. 281 being composed of a 1.52 metre (5 feet) strip of land abutting the easterly portion of Municipal #407 Queen Street South for a length of 42.64 metres (140 feet) and containing 65.03 square metres (700 square feet). The purchase price of \$5,000. is to be credited to Account No. RF 45001 25301 - Reserve for Parkland. A certified deposit cheque in the amount of \$500. is being held by the City Treasurer pending approval of this transaction.

-
- (b) That the lease with Murray, Joy and Richard Tonello for City lands at 409 Queen Street South BE TERMINATED as of 1989, August 30, and that APPROVAL be granted to lease approximately 1,443.6 square metres (15,540 square feet) of City lands at 409 Queen Street South to Jan Szostak commencing 1989, September 1, for landscaping purposes with the exception of the most westerly five (5) foot strip of lands abutting the property of 407 Queen Street South which may be used for subsurface retaining wall tie backs. The lease is to be in a form satisfactory to the City Solicitor.

NOTE: The subject parcel contains 1,443.6 square metres (15,540 square feet) and is to be leased for \$100. per year plus taxes (approximately \$498. for 1989).

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2. (a) That a purchase order BE ISSUED to Armour Protection Supplies Limited of Hamilton in the amount of \$49,251.64 to supply (29) Lynx Positive Pressure Demand Air Packs in accordance with specifications issued by the Manager of Purchasing.
- (b) That the Finance Committee BE REQUESTED to recommend the method of financing.

NOTE: This equipment is required immediately and has been processed through the emergency procedures of the City of Hamilton purchasing policy which states that an order can be placed upon the approval of two of the following: The Mayor, an appropriate Committee Chairman, Chief Administrative Officer. Further, that any action taken under this provision be reported at the next regular meeting of City Council.

3. That a purchase order BE ISSUED to Paris Playground Equipment Inc., Paris, in the amount of \$14,792.66 for the supply and installation of a Creative Metal Climber at Rosedale Arena in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of three (3) tenders received. Funds provided in Rosedale Community (Rosedale School & St. Christophers) Playground Project Account No. 5541 708952005.

4. That a purchase order BE ISSUED to Pro Insul Limited, Stoney Creek, in the amount of \$24,700. for the replacement of Side Panels at two (2) Greenhouses, Gage Park, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

NOTE: Lowest of three (3) quotations received. Funds provided in Greenhouse Operation-Contractual Various Account No. CH56398 62218.

5. That the facilities of the Department of Culture and Recreation ADOPT a standard operating plan for statutory holidays as follows:

<u>Open</u>	<u>Closed</u>
Victoria Day	New Year's Day
Canada Day	Good Friday - Easter Sunday
August Civic Holiday	Thanksgiving Day
Labour Day	Christmas
Remembrance Day	Boxing Day

6. (a) That notwithstanding Corporate Policy #10, Conflict of Interest in Purchasing, adopted by City Council on 1986, that permission BE GIVEN on a one-year basis to the Historic Sites Division of the Culture and Recreation Department to enter into an ongoing purchasing association with John McMicking, part time employee of Dundurn Castle for producing historical costumes (hats and male costumes); and
- (b) That this purchasing arrangement BE REVIEWED at the end of the one year period.

NOTE: Mr. McMicking is the only local hatmaker to be found, and his quotes for tailoring are lower than other quotes received.

7. That \$9,770. BE ALLOCATED to purchase additional items in the Furnishings 1989 Account CH58004 71001 - Dundurn Castle, within budget appropriation.

NOTE: As a result of cost savings realized on the purchase of reproduction carpets.

8. (a) That the following schedule of fees for alpine skiing at Chedoke and King's Forest Winter Sports Parks BE ADOPTED:

All Lifts:

Youth (under 18 yrs.)	\$7.00 full day
Disabled and Senior Citizens	\$5.00 half day
Adults (18 and over)	\$8.00 full day
	\$6.00 half day

NOTE: These rates reflect a \$1 increase in the fee schedule adopted in 1986.

- (b) That the Ski Ticket Package (contains 10 tickets) replace the Membership Card policy and the rates for this package be according to the following schedule:

All Lifts:

Youth - \$40 full day (10 tickets)
Adults - \$60 full day (10 tickets)

- (c) That future increases to ski programs be subject to the annual rate of inflation.
(d) That a 50% surcharge BE APPLIED to non-residents.

RESPECTFULLY SUBMITTED,

Susan K. Reeder,
Acting Secretary

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

1989 October 24

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TWENTY-FOURTH** Report for 1989 and respectfully recommends:

1. That the Building Commissioner **BE AUTHORIZED** to issue demolition permits for the following properties:

- (a) 196 Main Street East
- (b) 272 Limeridge Road East
- (c) 106 Canada Street
- (d) 108 Canada Street
- (e) 407 Lake Avenue North
- (f) 1500 Upper James Street
- (g) 1150 West 5th
- (h) 1073 Rymal Road East
- (i) 1081 Rymal Road East
- (j) 1085 Rymal Road East

2. That By-law 82-133, as amended, **BE FURTHER AMENDED** by rescinding Schedule "A" to said By-law and approving a new Schedule "A" appointing the inspectors listed below, and the City Solicitor be instructed to prepare the amending By-law.

- (a) Albert Riley
- (b) Laverne Carron
- (c) Jack Lethbridge
- (d) Jim Connors
- (e) Irwin Schwartz
- (f) Ray Wood
- (g) Oresto Difonte
- (h) Phil Chabot
- (i) Robert Felker
- (j) Jim Duffy
- (k) Richard Podolsky
- (l) Konrad Brenner
- (m) Jim Manta
- (n) Gord McCallum
- (o) George Clarke
- (p) Rick Guyatt
- (q) Harold Hummel
- (r) Jim McDonald

NOTE: The City of Hamilton by adopting certain by-laws has established that Regional employees inspect sewer and water services between a building and the property line. This has been in effect since 1975 January 1. The employees carrying out this work have to be appointed as plumbing inspectors which was done in By-law 82-133. Since that time staff changes have taken place and, therefore, it is necessary to update the Schedule "A" to the 1982 by-law naming the individuals.

The recommended By-law does not alter any jurisdiction or work load, but is simply a housekeeping amendment to avoid a person challenging the employee's carrying out their duties.

3. That the City of Hamilton **ACCEPT** the sum of \$11,050. as cash payment in lieu of 5% dedication in connection with Randall Estates - Phase 6 Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: These lands are located east of Upper Sherman Avenue and north of Stone Church Road East, in the Randall Neighbourhood, Hamilton.

4. That a purchase order **BE ISSUED** to Lindsay Steel Fabricating Ltd., Lindsay, in the amount of \$62,052. for the fabricating and delivery of Ninety (90) Refuse Containers, Phase IV Downtown Action Plan in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of seven (7) tenders received. Funds provided in Phase IV Downtown Action Plan Account #CF5200 428803003.

5. (a) That the Council of the Regional Municipality of Hamilton-Wentworth **BE ADVISED** that the City of Hamilton does not object to proposed Amendment 58/89 to the Niagara Escarpment Plan and that the modifications outlined in the report of the Commissioner of Planning and Development dated 1989 October 2nd, be considered for introduction to the proposed Amendment; and,

(b) That the City Clerk **BE DIRECTED** to inform the Council of the Regional Municipality of Hamilton-Wentworth regarding (a) above and forward a copy of this Report to the Region.

NOTE: The Niagara Escarpment Commission has requested the City to submit comments to the Region of Hamilton-Wentworth on proposed Amendment 58/89 to the Niagara Escarpment Plan. The Amendment is intended to expand the Heritage Policies of the Niagara Escarpment Plan.

Copies of the Report of the Commissioner of Planning and Development are available from the Committee Secretary upon request.

6. (a) That the Regional Municipality of Hamilton-Wentworth **BE NOTIFIED** that the City of Hamilton endorses proposed Official Plan Amendment No. 23 to the City of Stoney Creek except for the proposed modifications outlined in the report of the Commissioner of Planning and Development dated 1989 September 23.
- (b) That the Region **BE REQUESTED** to initiate meetings between the Cities of Hamilton and Stoney Creek to discuss the proposed modifications; and,
- (c) That the City Clerk **BE DIRECTED** to inform the Regional Municipality of Hamilton-Wentworth regarding (a) and (b) above and forward a copy of the Report of the Commissioner of Planning and Development to the Region.

NOTE: The Region of Hamilton-Wentworth has requested the City's comments on proposed Amendment No. 23 to the Official Plan of the City of Stoney Creek. The purpose of the proposed Amendment is to introduce a new Secondary Plan for a portion of the West Mountain Planning District, known as "Heritage Green Secondary Plan", into the Stoney Creek Official Plan. The Amendment will allow development to proceed in the Heritage Green area, based on an acceptable community plan.

Copies of the Report of the Commissioner of Planning and Development are available from the Committee Secretary upon request.

7. (a) That the "Work Program: Implementation of the Provincial Policy Statement on Land Use Planning for Housing: **BE APPROVED**; and,
- (b) That the Planning and Development Department 1990 Work Program and Budget **MAKE** appropriate allocations to undertake implementation of the above noted Provincial Policy Statement; and,
- (c) That the Planning and Development Department **BE DIRECTED** to make application to the Province for 100% grant funding to undertake the above noted implementation project by submitting Council's resolution of approval and the Work Program.

- (d) That the Planning and Development Department **BE DIRECTED** to identify Provincially owned land in the City of Hamilton and encourage the Province to develop these lands by building affordable housing.

NOTE: The Provincial Policy Statement on Land Use Planning for Housing requires Council's approval of a work program by 1989 November 1, which will detail how the municipality intends to implement the Policy Statement through amending the Official Plan and Zoning By-law; streamlining the development approval process; and establishing a monitoring process to ensure the Statements realization.

Copies of the Work Program are available from the Committee Secretary upon request.

8. That notwithstanding Section 33(3) of the City of Hamilton Procedural By-law No. 82-203, the quorum for the Local Architectural Conservation Advisory Committee **BE REDUCED** from six (6) members (constituting a majority) to five (5) members.

9. That **APPROVAL** be given to the owner's request for a change in commercial signage to (5' x 5') from (4' x 6') for the sign to be erected in front of 712 Main Street East, a property included in the St. Clair Heritage Conservation District.

NOTE: City Council at its meeting held 1989 August 29 gave approval for a proposed business sign for Jag Realty Inc., to be erected by the new owner of the commercial property at 712 Main Street East, in the St. Clair Heritage District and that this sign not exceed 6' x 4' in dimensions.

The owner of this property has subsequently decided on a signage size of 5' x 5' and requests approval for the size change of the sign.

10. (a) That a Heritage Permit **BE APPROVED** for the alterations to the Pigott Building lobby required for fire safety purposes under the Building Code; and
- (b) That the owners **BE REQUESTED** to move the red fire alarm bell, if permitted, from the ceiling which is now under restoration and to ensure that those required fixtures which cannot be moved be replaced by ones matching in colour to the ceiling.

11. (a) That **APPROVAL** be given to the "Intent to Designate" 72-74 George Street as a property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation, attached herewith and marked **Appendix "A"**.
- (b) That the City Solicitor **BE AUTHORIZED** and directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.
12. (a) That **APPROVAL** be given to the "Intent to Designate" James Street Baptist Church at 96 James Street South as property of historical and architectural value, pursuant to the provisions of the Ontario Heritage Act, 1983, as outlined in the Reasons for Designation, attached herewith and marked **Appendix "B"**.
- (b) That the City Solicitor **BE AUTHORIZED** and directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.
13. That a Heritage Permit **BE APPROVED** for three traditional awning style sign canopies to be installed over the front entrance and two windows of the restaurant (Ruffage Restaurant) on the ground floor of the Sun Life Building.
14. That **APPROVAL** be given to Zoning Application 89-71, Angelina Vucetich, owner, for a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District to permit commercial development for property located at 57 Rymal Road West, as shown on the attached map marked as **Appendix "C"**, on the following basis:
- (a) That the subject lands be rezoned from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District;
- (b) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593 applicable to the subject lands be modified to include the following variance as a special requirement:
- (i) That a minimum of 3.0m wide landscaped planting strip and a visual barrier of not less than 1.2m and not more than 2.0m in height shall be provided and maintained along the entire southerly rear lot line;

- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1145, and that the subject lands on Zoning District Maps W-9D and W-9E be notated S-1145;
- (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps W-9D and W-9E for presentation to City Council; and,
- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the proposed By-law is to provide for a change in zoning from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District for property located at 57 Rymal Road West.

The effect of the By-law is to permit future commercial development for the subject property.

15. That APPROVAL be given to Zoning Application 89-52, Duncan Beattie Insurance Agency Ltd., owner, requesting a further modification to "HH" (Restricted Community Shopping and Commercial, etc.) District provisions, to permit the construction of a new two storey building containing an insurance office on the first floor and an apartment unit on the second floor, for the property located at 1036 Upper Wentworth Street, as shown on the attached map marked as Appendix "D", on the following basis:

- (a) That the "HH" (Restricted Community Shopping and Commercial, etc.) District provisions as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law 81-305 and By-law 83-83, applicable to the subject lands, be further amended on the following basis:

- (i) That By-law 83-83 be repealed in its entirety.

- (ii) That By-law 81-305 be amended as follows:

- (1.) By deleting the words "within the existing building" from Section 2.(a)(i)1; and,

- (2.) By adding the following new use as Section 2.(a)(iii);

- "(iii) Residential Use:

- 1. One dwelling unit above the permitted commercial use".

- (iii) That notwithstanding Section 14A(3)(a), a front yard having a depth of at least 1.0m shall be provided and maintained.
 - (iv) That Section 14A(3)(b) shall not apply to the northerly side yard.
 - (v) That a minimum 3.5m wide access driveway shall be provided and maintained adjacent to the northerly side lot line.
 - (vi) That notwithstanding Section 14A(4), a minimum lot area of 263m² shall be provided and maintained.
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-768b, and the subject lands on Zoning District Map E-18A be noted S-768b;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-18A for presentation to City Council;
 - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of this By-law is to provide for a further modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District provisions, for the property located at 1036 Upper Wentworth Street.

The effect of this By-law is to permit the construction of a new two storey building, containing an insurance office on the first floor and an apartment unit on the second floor.

In addition the By-law provides for the following variances:

- (a) To provide a minimum lot area of 263m² whereas, 360m² is required;
- (b) To provide a minimum front yard of 1.0m instead of the required 12m;
- (c) To exempt the development from providing a northerly side yard; and
- (d) To provide a minimum 3.5m wide access driveway adjacent to the northerly side lot line, whereas a minimum 6.0m wide access is required.

16. (A) That **APPROVAL** be given to Zoning Application 89-59, Munro Metal Products Ltd., prospective owner, requesting a modification to the "H" (Community Shopping and Commercial, etc.) District regulations, to permit the production of ductwork and fittings into the existing building, for the property located at 140 Oak Avenue, as shown on the attached map marked as **Appendix "E"**, on the following basis:
- (a) That the "H" (Community and Shopping, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
 - (i) That notwithstanding Section 14(1), sheet metal duct and fittings manufacturing shall be permitted;
 - (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1146, and that the subject lands on Zoning District Map E-12 be notated S-1146;
 - (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-12 for presentation to City Council;
 - (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (B) That the amending By-law **NOT BE PASSED** by City Council until such time as the applicant enters into an encroachment agreement with the City for the existing building.

NOTE: The purpose of this by-law is to provide for a modification to the "H" (Community Shopping and Commercial, etc.) District, for the property located at 140 Oak Avenue.

The effect of this by-law is to permit the relocation of the production facilities of the metal duct and fittings manufacturer from its present location at 154 Oak Avenue to 140 Oak Avenue.

17. (A) That **APPROVAL** be given to Zoning Application 89-62, 819814 Ontario Inc., owner, requesting a modification to the existing "E-3" (High Density Multiple Dwellings) District, to permit the temporary use of the existing lands as a parking lot for a three year period, for property located at 43, 45 and 47 Caroline Street North and 57 Napier Street, as shown on the attached map marked as **Appendix "F"**, on the following basis:

- (a) That the "E-3" (High Density Multiple Dwellings) District regulations, as contained in Section 11C of Zoning By-law No. 6593, applicable to the subject lands, be further modified in accordance with Section 38 of The Planning Act, R.S.O. 1983, to permit the temporary use of the lands as a parking lot for a maximum period of three years;
 - (b) That a minimum 1.5m (4.9 feet) wide planting strip shall be provided and maintained along all lot lines, except for any area used for an access driveway;
 - (c) That a visual barrier of not less than 1.2m (3.94 feet) and not more than 2.0m (6.56 feet) in height shall be provided and maintained along the westerly and southerly lot lines;
 - (d) That the provisions of Section 18A(30) of Zoning By-law No. 6593 shall apply;
 - (e) That the provisions of Section 18A(24)(b) of Zoning By-law No. 6593 shall apply;
 - (f) That the provisions of Section 18A(26) of Zoning By-law No. 6593 shall apply;
 - (g) That the provisions of Section 13C(1) of Zoning By-law No. 6593 shall apply;
 - (h) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1147, and that the subject lands on Zoning District Map W-4 be notated S-1147;
 - (i) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-4 for presentation to City Council; and,
 - (j) That the requested change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.
- (B) That the amending By-law **NOT BE FORWARDED** for passage by City Council until such time as a site plan has been approved by the Planning and Development Committee.

NOTE: The purpose of the proposed By-law is to provide for a modification to the "E-3" (High Density Multiple Dwellings) District regulations for properties located at 43, 45, and 47 Caroline Street and 57 Napier Street.

The effect of the By-law is to permit the temporary use of the lands as a parking lot for a three year period.

In addition, the By-law provides for:

- (a) A minimum 1.5m (4.9 feet) wide planting strip along all lot lines, except for any area used for an access driveway;
- (b) A visual barrier of not less than 1.2m (3.94 feet) and not more than 2.0m (6.56 feet) in height along the westerly and southerly lot lines;
- (c) Grading, drainage, and paving of the lands;
- (d) The parking lot to be properly marked in terms of parking spots and to have bumpers;
- (e) The access/egress driveways shall be a minimum of 3.0m (9.85 feet) from the adjoining residential properties; and,
- (f) The attendant's shelter and directional sign.

18. That APPROVAL be given to Zoning Application 89-69, Center Gate Properties Ltd., owner, requesting a further modification to the "E-3" (High Density Multiple Dwellings) District, to permit professional offices (excluding medical offices) within the existing building, for the property located at 167 Hunter Street East, as shown on the attached map marked as Appendix "G", on the following basis:

- (a) That the "E-3" (High Density Multiple Dwellings) District regulations, as contained in Section 11C of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:

- (i) That notwithstanding Section 11C(1), the following additional uses shall be permitted:

(1.) Commercial Use:

A professional person's office, excluding a medical office, within the existing one-storey building located at 167 Hunter Street East.

(2.) Accessory Use:

One ground sign, or projecting sign having an area of not more than 0.4m², non-illuminated or illuminated by non-flashing indirect or interior means only, located at least 1.5m from the nearest street line in connection with the commercial use.

- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1078a, and that the subject lands on Zoning District Map E-5 be notated S-1078a;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-5 for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of this by-law is to provide for a further modification to the "E-3" (High Density Multiple Dwellings) District for the property located at 167 Hunter Street East.

The effect of this by-law is to permit a professional office, excluding medical office, within the existing one-storey building.

In addition, a ground or projecting sign will be permitted, provided that:

- (a) The area does not exceed 0.4m^2 (4.92 ft.) in area;
- (b) It is either non-illuminated or illuminated by non-flashing, indirect or interior means only; and,
- (c) It is located at least 1.5m from the nearest street line.

19. That leave **BE GRANTED** to introduce the following Bills:

- (a) **Bill D-126** A By-law to adopt Official Plan Amendment No. 81 respecting lands located on the southern portion of Municipal No. 2846 King Street East, within the Gershome Neighbourhood.
- (b) **Bill D-127** A By-law to adopt Official Plan Amendment No. 69 respecting lands located at Municipal Nos. 99 Duke Street and 191 Bay Street South, within the Durand Neighbourhood.
- (c) **Bill D-128** A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 99 Duke Street and 191 Bay Street South.

- (d) Bill D-129 A By-law to establish Site Plan Control respecting lands located at Municipal Nos. 99 Duke Street and 191 Bay Street South.
- (e) Bill D-130 A By-law to amend Zoning By-law No. 89-130 and Zoning By-law No. 6593 respecting lands located on the west side of Upper James Street, in the area south of Stone Church Road West municipally known as 1400 Upper James Street.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder
Secretary
1989 October 11

REASONS FOR DESIGNATION

72-74 George Street

Context

72-74 George Street constitutes two units of a three-unit, two-storey brick rowhouse built in 1873-4 for tailor Charles Foster. This terrace now marks the eastern edge of Hess Village, a cluster of Victorian houses in the four blocks bounded by Main, King, Queen and Caroline Streets which was transformed into a small area of boutiques and professional offices in the early 1970s. Prior to this time, it was an integral component of a late 19th and early 20th century residential streetscape extending from Queen to Caroline, the easternmost section of which has since been lost.

Architectural Significance

Typical in form of terraces built in the City throughout the latter half of the 19th century, 72 and 74 George Street are three bay units with side entrances, separated by parapet walls with built-in chimneys. The doorways with both transom and sidelights are reminiscent of the City's stone terraces dating from the 1850s and 60s, as also are the cut-stone window and door sills and lintels. The eaves were originally embellished with wooden brackets reflecting the influence of the Italianate style on Hamilton's residential architecture in the 1870s. The building has survived relatively intact, although the four original ground floor windows (including the stone sills and lintels) were removed and replaced in the early 1970s by large bay windows reflecting the change from residential to commercial use.

History

The terrace was erected on the west side of Charles Foster's own house at 68 George Street (demolished in the mid-1970s). By the late 1880s all three units were individually owned. Since 1974 the terrace has accommodated a variety of retail establishments and restaurants, with #72 reverting back to residential use in 1983.

Designated Features¹

Important to the preservation of 72-74 George Street are the original features of the south (front) and east facades, including the roof and visible parapet walls, the doorways (excluding the modern doors), the second storey double-hung sash windows (originally all two-over-two), and the ground floor window openings (excluding the modern bay windows).

Appendix "A" as referred to in Section 11 of the TWENTY-FOURTH Report for 1989 of the Planning & Development Committee.



72-76 George Street

LAND USE




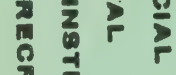
RESIDENTIAL



-  single, double & attached housing




NOTE:
THIS IS A GUIDE PLAN ONLY AND IS SUBJECT TO CHANGE. FOR DETAILS CONTACT THE LOCAL PLANNING DIVISION OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH.

* EXISTING INDUSTRIAL USE ONLY

-  high density apt.
-  commercial & apt.

-  COMMERCIAL
-  INDUSTRIAL
-  CIVIC & INSTITUTIONAL
-  PARK & RECREATIONAL

-  UTILITIES
-  COMMERCIAL & INDUSTRIAL

-  Neighbourhood Boundary
-  Zoning Boundary
-  Siting of Development Boundary

Approve
Planning Bd. MAR 1/73 Council JUNE 12/73

Revisions	
1. PREPARED BY: [Name]	DATE: [Date]
2. APPROVED BY: [Name]	DATE: [Date]
3. [Description]	DATE: [Date]
4. [Description]	DATE: [Date]
5. [Description]	DATE: [Date]

CITY OF HAMILTON
PLANNING DEPARTMENT

CENTRAL
APPROVED PLAN



REASONS FOR DESIGNATION

James Street Baptist Church

96 James Street South

Context

The James Street Baptist Church, constructed in 1878-1882, is located in the Central Area of Hamilton at the south-west corner of James and Jackson Streets. Situated to the south of St. Paul's Presbyterian Church, the Baptist Church has long been recognized as an important downtown landmark in its own right as well as a major component in the James-Main historic streetscape which includes St. Paul's, the former Bank of Montreal, the Sun Life and Pigott buildings, all of which are designated under the Ontario Heritage Act.

Architectural Significance

The church is designed in the Gothic Revival Style; its massive stone construction and complex, monumental composition are indicative of a later, High Victorian phase of the style.

Unique among Hamilton churches, the James Street church is particularly distinguished for its use of rock-faced masonry walls, dominant corner tower and heavily buttressed facades. At ground level, the building is characterized by the solidity of its raised stone basement penetrated only by the central and tower entrances and by the small openings of lancet windows and circular quatrefoil decorations (the basement windows were a later addition).

In contrast, on the second story where the tall sanctuary is located, the pointed-arch, traceried windows are the dominant features. Of special interest is the elaborate rose window at the west end of the nave and the immense, six-partite, Decorated Gothic window of the front facade.

The exterior displays a vigorously articulated composition of projecting transepts, aisles, narthex, pinnacles, buttresses and corner tower. Likewise, the surfaces continue the richly modelled effect in the rock-faced texture of the masonry, the contrasting cut-stone decoration, ornamental mouldings and stepped profile of the buttresses.

Architect of the church, Joseph Connolly, is well known as the designer of a number of Roman Catholic churches in Ontario, including St. Patrick's in Hamilton (1877); Church of Our Lady of the Immaculate Conception in Guelph (designed 1863; built 1876-1926); St. Mary's and St. Paul's (1887-89) in Toronto; and St. Peter's Cathedral Basilica (1885) in London, Ontario. James Street Baptist Church is considered to be Connolly's only protestant church design in Ontario.

Appendix "B" as referred to in Section 12 of the TWENTY-FOURTH Report for 1989 of the Planning & Development Committee.

Historical Significance

The James Street Church is the oldest, surviving Baptist church in Hamilton. Their first church had been erected on Park Street North in 1846 and enlarged in 1862, but the James Street structure marks the construction of the Baptist's first major, monumental church building in the City.

During its 107 year history, the James Street Baptists have founded as many as 15 missions, a number of which have developed into permanent churches including Wentworth, Stanley Avenue, Trinity, King St., Bethel, MacNeill Memorial, and Westmount.

In 1930, when McMaster, originally a Baptist university, relocated to Hamilton from Toronto, the James St. Baptist Church donated funds to the move and welcomed the faculty into their membership.

Designated Features

Important to the preservation of the James St. Baptist Church are the original features of the exterior facades, including the slate roof, masonry walls and detailing, all windows including the stained glass, and the door openings, but excluding the recent alterations of new doors and the new glazing of the front entrance.

HAMILTON LACAC
HERITAGE RESEARCH FORM

NAME AND ADDRESS OF PROPERTY: James Steet Baptist Church
96 James St. South

PRESENT OWNER(s): James Street Baptist Church

PRESENT OCCUPANT(s): Same

PRESENT USE:



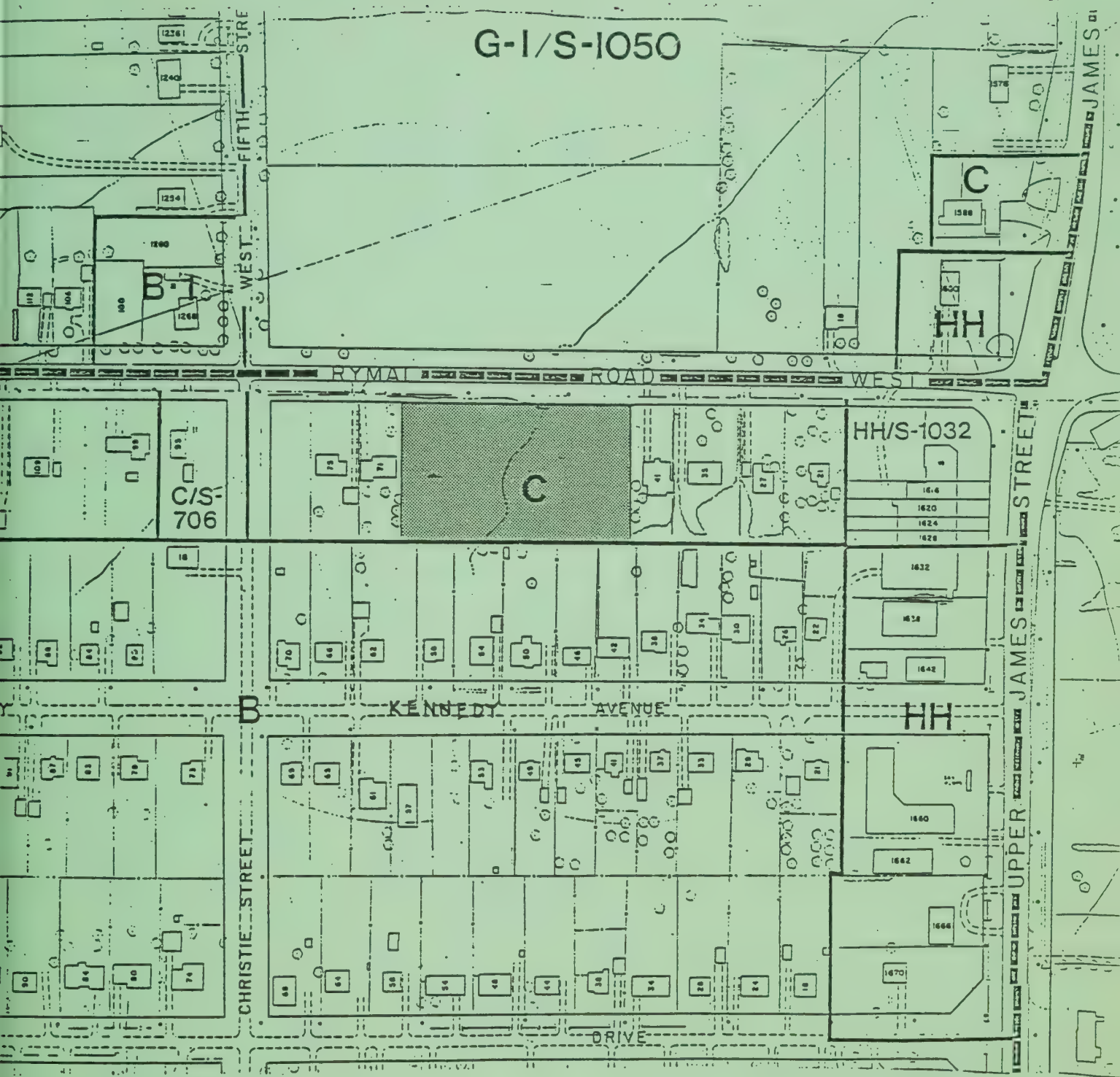
DATE OF CONSTRUCTION: 1879-1882

ARCHITECT AND/OR BUILDER: Joseph Connolly

ORIGINAL OWNER(s): James Street Baptist Church

ORIGINAL OCCUPANT(s): Same

SIGNIFICANCE: Architectural



Appendix "C" as referred to
in Section 14 of the TWENTY-
FOURTH Report for 1989 of
the Planning & Development
Committee.

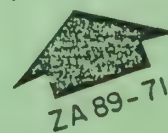
Legend

D-18

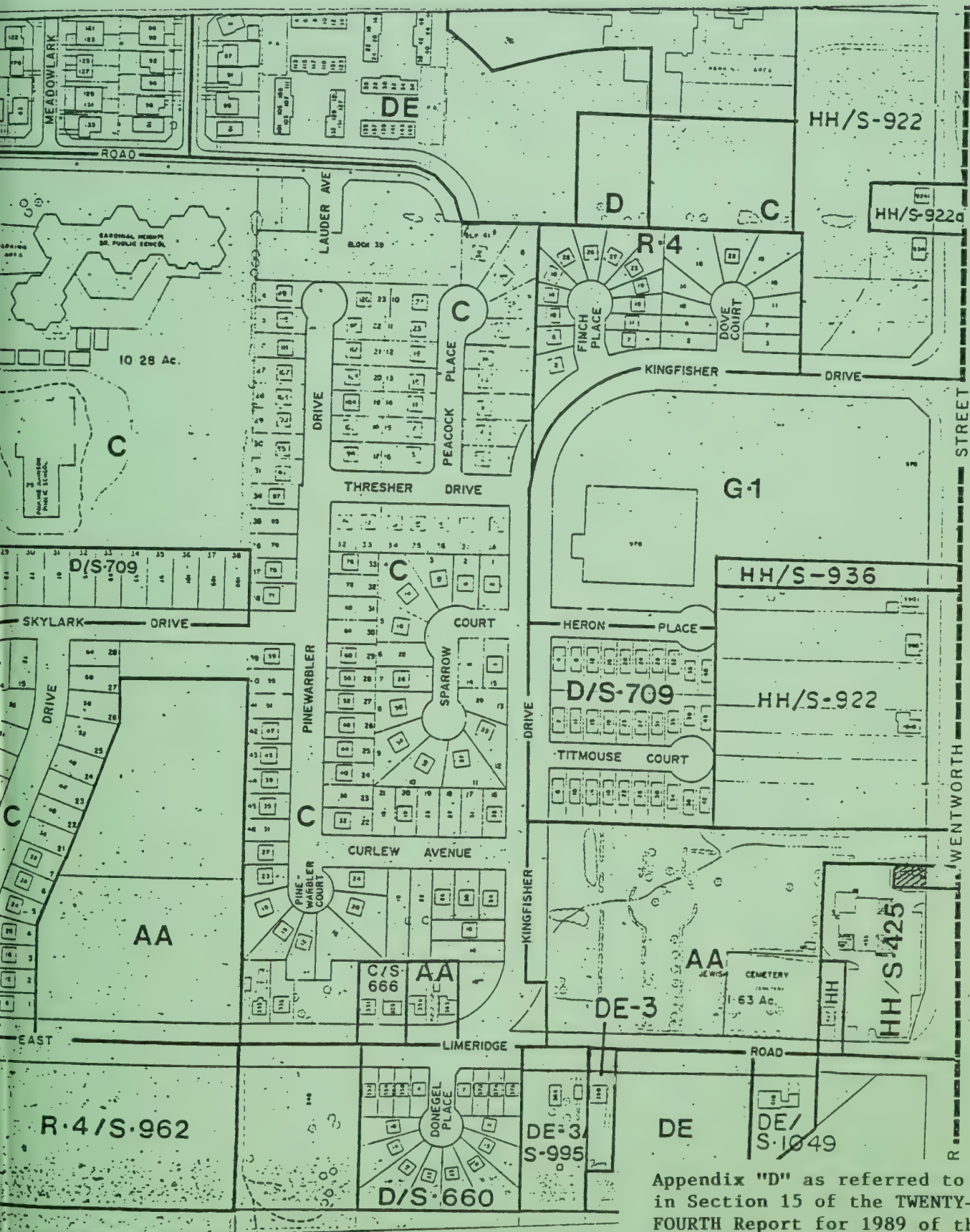
APPENDIX A



Site of the Application



E



LEGEND.

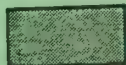


SITE OF THE APPLICATION.

Appendix "D" as referred to in Section 15 of the TWENTY-FOURTH Report for 1989 of the Planning & Development Committee.



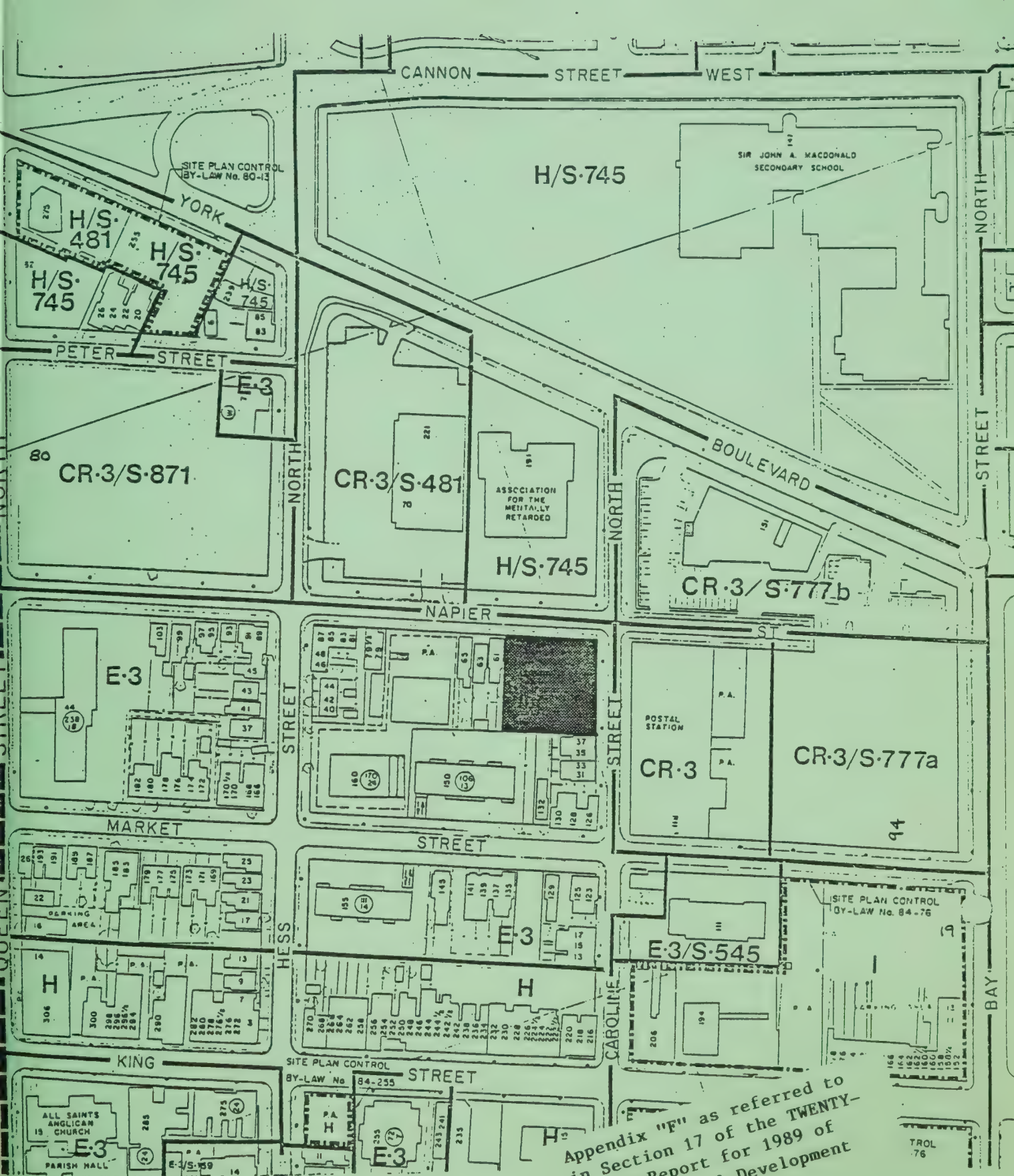
Legend



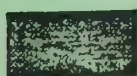
Site of the Application

Appendix "E" as referred to
in Section 16 of the TWENTY-
FOURTH Report for 1989 of
the Planning & Development
Committee.



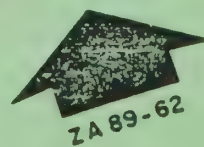


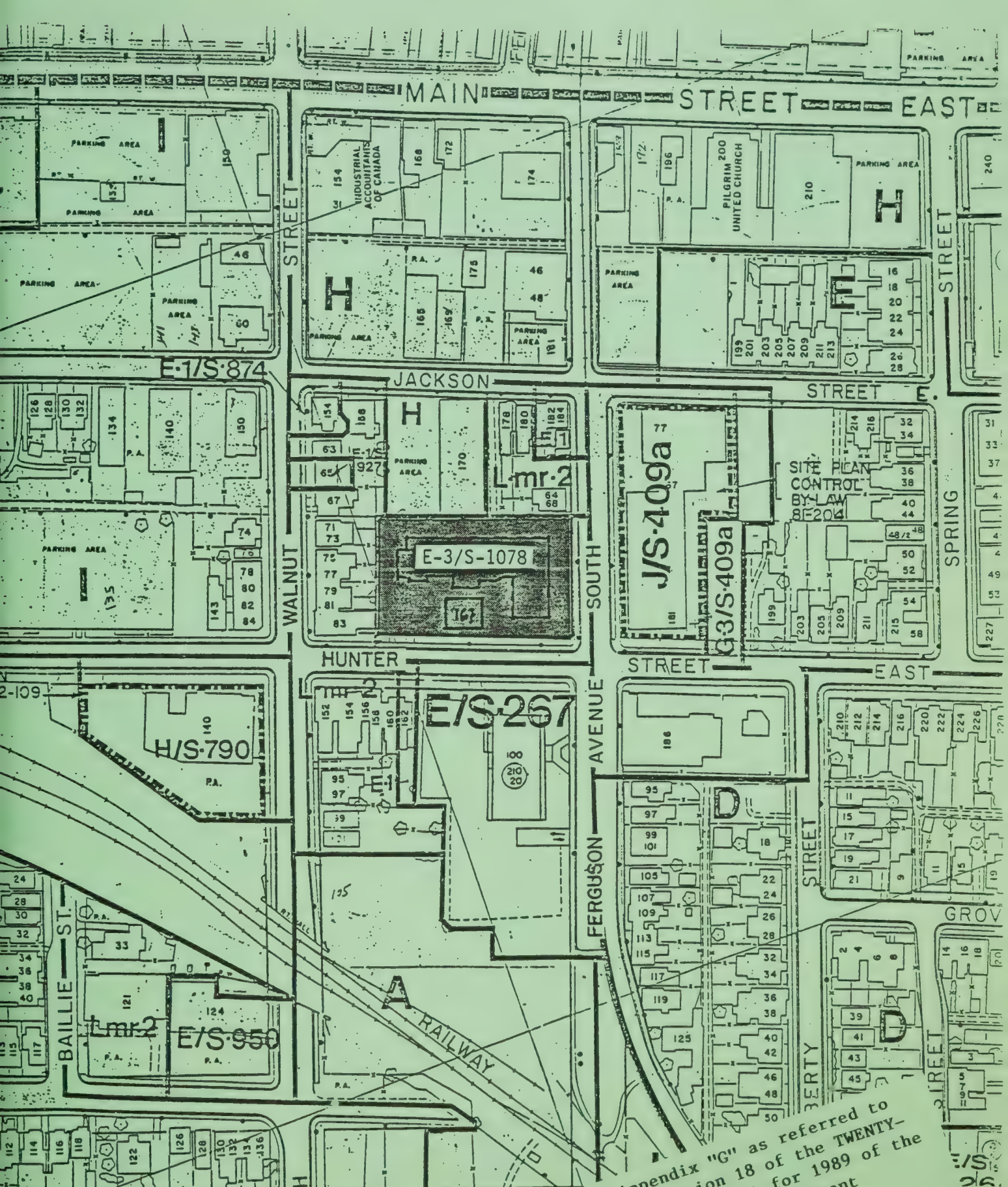
LEGEND



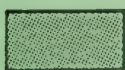
SITE OF THE APPLICATION

Appendix "F" as referred to in Section 17 of the TWENTY-FOURTH Report for 1989 of the Planning & Development Committee.





Legend



Site of the Application

Appendix "G" as referred to
in Section 18 of the TWENTY-
FOURTH Report for 1989 of the
Planning & Development
Committee.



ZA - 89-69

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Legislation Committee presents its FIFTEENTH Report for 1989 and respectfully recommends:

1. (a) That Part 12 of By-law No. 89-249 which amends and consolidates Schedules 4 and 4a to Licencing By-law No. 79-323 Respecting Taxicabs and Livery Vehicles be amended to reflect the following changes respecting rates and fares to be charged:

Meter Cabs

For the first 1/9 of a kilometre or part thereof \$ 2.00 (presently 1/8 of a kilometre)

For each additional 1/9 of a kilometre or part thereof \$.10 (presently 1/8 of a kilometre)

For waiting after engagement, for each 20 seconds or part thereof after the first 20 seconds \$.10 (presently 30 seconds)

Under agreement with the passenger, for each hour ... \$ 30.00 (presently \$20.00)

For loading and unloading groceries, luggage or other goods and chattels, for each 20 seconds or part thereof calculated after the first 20 seconds from the time the meter is turned on, (presently 30 seconds)

(i) at the commencement of the loading until completion of the loading \$.10

(ii) at the commencement of the loading until completion of the unloading \$.10

- (b) That the City Solicitor be authorized and directed to prepare the necessary amending By-law for submission directly to City Council at its next regular meeting on 1989 October 31.

- (c) That the rates or fares to be charged by the taxicab owner or taxicab driver for the conveyance of passengers be examined and reviewed annually.
- 2. (a) That Section 34. 1. (ii), and 3. of By-law No. 89-249, which amends and consolidates Schedules 4 and 4a to Licencing By-law No. 79-323 Respecting Taxicabs and Livery Vehicles, BE REPEALED.
- (b) That the City Solicitor be authorized and directed to submit the amending By-law directly to City Council.

NOTE: Section 34. 1. (ii) makes reference to the section referring to an agreement with the passenger "for each additional 1/4 hour or part therefore \$3.00". This section no longer applies.

Section 34. 3. "for reporting for service at the place designated, when the person engaging the taxicab fails to employ same \$0.50". This section no longer applies.

- 3. (a) That Sections 23 and 25 of By-law No. 89-249, which amends and consolidates Schedules 4 and 4a to Licencing By-law No. 79-323 Respecting Taxicabs and Livery Vehicles, BE AMENDED:
 - (i) To remove taxicab owners from the definition of "full time" of not less than 2 shifts per week and 100 shifts per year as a requirement for applying for entry on to the Priority List and for issuance of a licence from the Priority List.
 - (ii) To clarify the proof requirement of taxicab owners to show involvement in the taxi industry by way of monthly charge statements, or such other or equivalent documentation as the Licence Committee may accept.
 - (iii) To define "full time" employment for a taxicab driver to mean not less than 100 shifts or equivalent and for a taxicab dispatcher and taxicab telephone service operator to mean not less than 150 shifts or equivalent.
 - (iv) To reflect minor housekeeping amendments as may be deemed necessary to the By-law.
- (b) That the City Solicitor be authorized and directed to undertake the preparation of the amending By-law for submission directly to City Council.

NOTE: The above amendments clarify definitions in By-law No. 89-249 and reconfirms the original intent of the Legislation Committee to include these provisions in the By-law which was passed by City Council 1989 August 29. The amendments also provide for minor housekeeping changes.

4. (a) That the present per diem rate of \$50 for elected and appointed officials attending conferences and conventions, established by City Council at their meeting of 1981 January 27, be revised to \$65 based on the Consumer Price Index for travel within Canada. For travel outside of Canada, a rate of \$65 U.S. funds will apply.

(b) That this new rate will be effective 1990 January 01.

(c) That the City Treasurer be authorized to increase the above rate annually at January 01 based on the Consumer Price Index at previous September 01.
5. That permission be granted for the Hamilton Status of Women Sub-Committee to use the Council Chambers and the Aldermen's Lounge from 6:30 p.m. to 9:30 p.m. on Thursday, 1989 November 09 for a workshop on Employment Opportunities for Women.
6. (a) That the week of 1989 November 19 to November 25 be proclaimed "French Week/Semaine Francaise in Hamilton".

(b) That permission be granted to the French Sub-Committee to use the Council Chambers on Monday, 1989 November 20 from 11:45 o'clock a.m. to approximately 1:30 o'clock p.m. for the purpose of conducting a proclamation ceremony for "French Week/Semaine Francaise".
7. That permission be granted to the Canadian Union of Public Employees, Local 167 to use the lobby and foyer areas of City Hall on Sunday, 1989 December 17 from 1:00 p.m. to 4:00 p.m. for their annual Children's Christmas Party.
8. That the request of the Hamilton Society of Architects for permission to use a portion of the 2nd floor foyer area from 1989 October 30 to 1989 November 11 for a display of an exhibition to present the submissions for the 1989 "Award of Merit", BE APPROVED.
9. That the request of the Rotary Club of Hamilton to utilize the Council Chambers on Saturday, 1990 February 24 and Sunday, 1990 February 25 for the Easter Seal Superthon, BE APPROVED.
10. That the request of the Latvian Society of Hamilton for permission to fly their flag outside of City Hall from 1989 November 13 to 1989 November 19 in recognition of their Independence Day, BE APPROVED.

11. That **NO ACTION** be taken on the following resolution submitted to all municipalities by the Pilgrims of Saint Michael regarding the funding of municipal infrastructure.

THAT this Council urges the Federal Government to take the necessary action to get the Bank of Canada to create the requisite money to finance all the public works that are physically feasible and demanded by the population, these works being new wealth for our country.

THAT a copy of this resolution be sent to the Prime Minister of Canada as well as to the local MP, and communicated to the various news media - newspapers, radio and TV stations - for immediate release.

12. That the following resolution from the City of Orillia regarding Bill 8, The French Languages Services Act, **BE RECEIVED AND FILED.**

WHEREAS despite his saying that "no jobs will be lost", Premier Peterson is making bilingualism a mandatory qualification for an ever increasing number of Provincial Government jobs, causing non Francophone speaking Canadians to lose some jobs now and many job opportunities in the future;

AND WHEREAS, notwithstanding that this is an "undesignated area", the citizens of Orillia and district are affected adversely by Bill 8, one example being an Orillia resident, working on contract for the Ministry of Government Services, who, being unable to speak French, cannot apply for the same job, now classified as permanent and bilingual;

AND WHEREAS we believe it is questionable whether the French Language Services Act (Bill 8) is constitutional because it forces English speaking people to learn a second language to qualify for government jobs;

AND WHEREAS City Council's efforts to hold taxes down may be offset by higher school board taxes, resulting from provincial language laws, and by the heavy tax burden arising out of Bill 8 and costly federal language laws;

AND WHEREAS the Bill 8 Language Law may increase unemployment, which Orillia can ill afford, and will cause distress for many of our citizens.

THEREFORE, as a legitimate expression of its concern for the well-being of the citizens of Orillia and its duty to speak out on their behalf, be it resolved that City Council declare its strong opposition to Bill 8 because of its enforced bilingualism, and be it also resolved that Council will send letters to Premier Peterson, to Allan McLean, M.P.P., to all municipalities of Ontario, and to the Association of Municipalities of Ontario supporting Orillia's citizens against language discrimination.

Our Council urge you to support its position and to express your views to the Province of Ontario and to the Association of Municipalities of Ontario.

13. That the following resolution from the Municipality of Tarbutt and Tarbutt Additional regarding the question of "English Language Rights" in municipalities in Ontario, **BE RECEIVED AND FILED.**

WHEREAS the Township is composed of many different ethnic groups, languages and cultures;

AND WHEREAS the Township has always shown respect for each of these cultures by providing preferential treatment for none;

AND WHEREAS the Township has throughout its history had one common language (which is English) in carrying out the programmes and work of the municipality;

AND WHEREAS the preferred common language of commerce, business, trade, science and normal everyday activities is English;

NOW THEREFORE BE IT RESOLVED the Corporation of the Township of Tarbutt and Tarbutt Additional in the interests of maintaining goodwill, harmony and responsible fiscal management establish a by-law to ensure the continued use of English as the official working language of communication with its citizens and all levels of government, thereby demonstrating the concept of equality for each ethnic, cultural and language group in its jurisdiction.

14. (a) That City Council establish a Bid Committee to address the needs and requirements necessary to hold a future Association of Municipalities of Ontario Conference in the City of Hamilton.
- (b) That the Bid Committee prepare a presentation for consideration to the Conference Planning Committee of the Board of Directors of A.M.O.
- (c) That Aldermen Brian Hinkley and Don Drury be appointed to serve on the Bid Committee as representatives of City Council.

15. For the information of the Members of City Council, the Legislation Committee at its meeting held 1989 October 23 approved of the following appointments to the Taxi Advisory Committee for a term of office to expire 1991 November 30:

Mr. Paul A. Devlin, Administrative Assistant
Yellow Cab Company Limited

Mr. Anthony R. Rizzuto, Vice-President and Transportation Supervisor
Blue Line Transportation Ltd.

Mr. Bob Esselment, Vice-President and General Manager
Veterans Taxi

Mr. Bill Romans
Hamilton Taxi Owners Organization

Mr. Joe Sheeler, Cab Driver

Mr. Jon Buttrum, Citizen Action Group

Ms. Betty Mace, Senior Citizens Council

Mr. Jim Watson, Senior Vice-President
Hamilton Automobile Club

NOTE: Pursuant to the Terms of Reference of the Taxi Advisory Committee, one taxi owner who is not a member of the Taxi Owners Organization remains to be appointed.

16. That leave be granted to introduce the following Bills:

Bill E-6 A By-law To Amend By-law No. 89-249 Respecting
Rates or Fares to be Charged.

Bill E-7 A By-law To Amend By-law No. 89-249 Respecting
Taxicabs and Livery Vehicles.

Respectfully Submitted,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

John Thompson, Secretary
1989 October 23

mjlw

REPORT OF THE PERSONNEL COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Personnel Committee presents its SIXTEENTH Report for 1989 and respectfully recommends:

1. (a) That Hamilton Fire Stations BE RE-SIGNED and referred to by combination of both street and station number (for operational reasons) rather than by the use of commemorative names.
- (b) That funding BE PROVIDED in the 1990 Fire Department budget for a system of uniform signage which would include both City and Fire Department logos.
- (c) That the official designations BE as follows:

(i)	Central Fire Station	- 1
(ii)	Wellington Fire Station	- 2
(iii)	Garth Fire Station	- 3
(iv)	Gage Fire Station	- 4
(v)	Limeridge Fire Station	- 5
(vi)	Wentworth Fire Station	- 6
(vii)	Quigley Fire Station	- 7
(viii)	Woodward Fire Station	- 8
(ix)	Kenilworth Fire Station	- 9
(x)	Norfolk Fire Station	- 10
(xi)	Ray Fire Station	- 11
(xii)	Mohawk Fire Station	- 12

NOTE: On 1989 June 21, the Fire Department was directed to do a survey on the possibility of using commemorative names for Fire Stations instead of the current numbering system.

This survey of Fire Department personnel through their Senior Officers as well as a photographic survey of the existing Station signage at all Stations has been completed.

For operational reasons, it is necessary to refer to Stations by number since vehicles working out of that Station are similarly numbered. The Fire Department looked at a number of naming options including the neighbourhood in which the station is located down to the street on which the station is located.

2. (a) That job information questionnaires **BE SUBMITTED** by the Director of Public Works to The Commissioner of Human Resources for the consideration of the City Core Group and classification by the Personnel Committee for the positions of:

- (i) Coordinator of Parks Development
- (ii) Landscape Architect
- (iii) Landscape Technician
- (iv) Supervisor of Landscape Development

- (b) That consideration of the reclassification of the Draftsman II position **BE DELAYED** until completion of the CUPE-City of Hamilton Joint Job Evaluation.

3. That Mr. E. Faris's services as Supervisor of Central Microfilming, **BE CONTRACTED** for a further six-month period commencing 1989 October 1, and ending 1990 March 30.

NOTE: Mr. Faris retired effective 1989 March 31. Both Mr. Faris and the Information Systems Department are in agreement to have Mr. Faris continue for another six months on a temporary basis. Mr. Faris's experience and expertise in Records Management and microfilming development activities are of significant benefit to the City.

4. That the Appointments to and Terminations from permanent positions with the Corporation of the City of Hamilton to 1989 October 11th, as attached herewith and marked **Appendix "A"**, **BE APPROVED**.

5. That the Memorandum of Agreement between the Corporation of the City of Hamilton and the Hamilton Professional Fire Fighters Association dated 1989 October 11, **BE APPROVED** and implemented in accordance with the terms therein.

NOTE: A Memorandum of Agreement has been negotiated with the Hamilton Professional Fire Fighters Association.

The Agreement is for a term of one year and the monetary terms of settlement are for a general increase of 5% effective 1989 January 1, and 2% effective 1989 July 1. In addition, there are benefit changes in the dental, hearing aid coverage and vacation areas. A number of significant concerns regarding non-monetary issues have also been addressed.

Respectfully submitted,

ALDERMAN B. HINKLEY, CHAIRMAN
PERSONNEL COMMITTEE

Susan K. Reeder
Secretary
1989 October 25 .

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Richard Andoga	Draftsman II	Traffic	Resigned	1 year	19/09/89
Ms. Mary Baily	Pension/Group Insurance Clerk	Treasury	Resigned	8 years	29/09/89
Mr. Siebren de Jong	Project Manager	Property	Deceased	11 months	22/09/89
Ms. Katherine Killins	Head Historical Interpreter	Culture & Recreation	Resigned	4 years, 2 months	08/09/89
Mr. R. A. Leadbetter	Receipts Clerk III	Treasury	Retired	12 years, 3 months	30/09/89
Mr. Martin Molinaro	Operations Assistant	Hamilton Place	Resigned	1 year, 9 months	31/08/89
Mr. J. W. O'Toole	Caretaker	Property	Deceased	11 years, 2 months	02/10/89
Mr. Brad Park	Mechanic Class "A"	Public Works	Resigned	3 years	29/09/89
Ms. Nancy Stringer	Lifeguard I	Culture & Recreation	Resigned	5 years, 6 months	04/09/89

Appendix "A" as referred to in
Section 4 of the SIXTEENTH Report
for 1989 of the Personnel Committee.

Prepared 11/10/89

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. M. Bailey	Pensions & Group Insurance Clerk (A-5)	Treasury	Replacing Ms. J. Graham - promoted	\$24,178.96 to \$28,399.28	\$25,917.84 per annum (3 of 5)	24/07/89
Mr. John E. Bowker	Traffic Serviceman/Woman I (A-4)	Traffic	Replacing Mr. J. Sadauskas - transferred	\$23,305.36 to \$26,269.36	\$24,874.72 per annum (3 of 5)	11/09/89
Ms. J. Buckle	Receipts Clerk IV (E-5)	Treasury	Replacing Ms. M. Bailey - promoted	\$22,432.80 to \$25,221.56	\$24,343.28 per annum (3 of 4)	24/07/89
Mr. M. B. Chandrashekar	Supervisor of Accounting (J)	Treasury	Replacing Mr. D. King - promoted	\$45,747.00 to \$53,928.16	\$49,664.68 per annum (3 of 5)	24/07/89
Mr. Robert Chrystian	Manager, Parks Division (F)	Public Works	Replacing Mr. R. Nutley - retired	\$57,385.12 to \$67,525.12	\$64,875.20 per annum (4 of 5)	11/09/89
Ms. D. Clague	Cashier (E-4)	Treasury	Replacing Ms. J. Buckle - promoted	\$21,905.52 to \$23,478.00	\$21,905.52 per annum (1 of 3)	24/07/89
Mr. Larry Friday	Senior Accounting Analyst (J)	Treasury	Additional Staff approved in 1989 Budget	\$45,747.00 to \$53,928.16	\$49,664.68 per annum (3 of 5)	04/09/89

Prepared 11/10/89

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. James J. Duffy	Probationary Fire Fighter (N1)	Fire	Replacing Mr. S. Sutton - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Mr. William D. Ellingham	Probationary Fire Fighter (N1)	Fire	Replacing Mr. H. Schatz - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Mr. Michael S. Ernst	Probationary Fire Fighter (N1)	Fire	Replacing Mr. K. Black - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Ms. Sandra Gabruss	Solicitor IV (L)	Solicitor's	Replacing Mr. P. Barkwell - promoted	\$36,989.16 to \$43,557.28	\$41,828.80 per annum (4 of 5)	06/09/89
Ms. J. Graham	Assistant Supervisor of Payroll (O)	Treasury	Replacing Ms. J. Wilson - promoted	\$28,922.92 to \$33,992.92	\$30,075.24 per annum (2 of 5)	24/07/89
Ms. Bo Jurcevic	Stenographer I (E-5)	Solicitor's	Replacing Ms. C. Shepherd - resigned	\$22,432.80 to \$25,221.56	\$22,432.80 per annum (1 of 4)	11/09/89
Ms. Barbara Lavadinho	Typist Clerk II (E-2)	Building	Replacing Ms. L. Clairmont - promoted	\$18,718.44 to \$20,165.60	\$18,718.44 per annum (1 of 3)	18/09/89

Prepared 11/10/89

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Richard J. Lewis	Probationary Fire Fighter (N1)	Fire	Replacing Mr. R. Culliton - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Mr. Gabriel L'Homme	Tractor Operator (D-9)	Public Works	Replacing Mr. R. Coscatella - terminated	\$27,532.96 to \$27,948.96	\$27,948.96 (2 of 2)	11/09/89
Mr. Mark S. Magdic	Equipment Mechanic II (D-11)	Public Works	Replacing Mr. F. Bouwmeester - promoted	\$28,025.92 to \$28,441.92	\$28,025.92 per annum (1 of 2)	11/09/89
Mr. Gregory S. Loten	Probationary Fire Fighter (N1)	Fire	Replacing Mr. G. Linton - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Mr. Matt Madjeruh	Probationary Fire Fighter (N1)	Fire	Replacing Mr. R. Nordoff - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Mr. Glen McCrory	Counter Clerk (A-3)	Building	Replacing Mr. F. Peter - promoted	\$21,739.64 to \$24,696.36	\$21,739.64 per annum (1 of 4)	05/09/89
Mr. Martin J. McGowan	Probationary Fire Fighter (N1)	Fire	Replacing Mr. W. Lawton - retired	\$28,747.39	\$28,747.39 per annum	02/10/89

Prepared 11/10/89

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. Monica L. Melnick	House Plan Examiner & Draftsman (A-8)	Building	Replacing Mr. A. Marcolini - retired	\$27,142.86 to \$32,976.84	\$32,976.84 per annum (5 of 5)	11/09/89
Mr. Scott Ridehalgh	Arena Attendant (M-10)	Copps Coliseum	Replacing Mr. T. Scime - promoted	\$28,575.04	\$28,575.04 per annum	31/01/89
Mr. Ronald A. Sabo	Solicitor IV (L)	Solicitor's	Replacing Mr. L. Farr - promoted	\$36,989.16 to \$43,557.28	\$38,486.76 per annum (2 of 5)	05/09/89
Mr. George J. Schouwstra	Probationary Fire Fighter (N1)	Fire	Replacing Mr. J. Stasiuk - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Mr. Ronald G. Schweitzer	Probationary Fire Fighter (N1)	Fire	Replacing Mr. L. Stevens - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Ms. Janet M. Surmanski	Assistant General Manager, Non-Profit Housing (N)	Community Development	Additional Staff approved in 1989 Budget	\$32,149.52 to \$37,911.12	\$32,149.52 per annum (1 of 5)	18/09/89

Prepared 11/10/89

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Wayne H. Triemstra	Probationary Fire Fighter (N1)	Fire	Replacing Mr. W. Hart - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Ms. Penny S. Ulbinas	Foreman/Woman II (Horticulture) (12C)	Public Works	Replacing Mr. P. Christie - resigned	\$31,037.76 to \$37,066.64	\$37,066.64 per annum (3 of 3)	04/09/89
Mr. Robert A. Walker	Probationary Fire Fighter (N1)	Fire	Replacing Mr. J. Cummings - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Mr. Leonard D. Ward	Probationary Fire Fighter (N1)	Fire	Replacing Mr. L. Spencer - retired	\$28,747.39	\$28,747.39 per annum	02/10/89
Ms. Lillian Wilson	Supervisor of Payroll (L)	Treasury	Replacing Mr. M.B. Chandrashekar - promoted	\$36,989.16 to \$43,557.28	\$40,100.32 per annum (3 of 5)	24/07/89
Mr. Wah-Kuen Wong	Manager Plan Examination (H)	Building	Replacing Mr. P. Lampman - promoted	\$49,664.68 to \$58,536.92	\$58,536.92 per annum (5 of 5)	18/09/89

Prepared 11/10/89

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its SEVENTEENTH Report for 1989 and respectfully recommends:

1. That a purchase order BE ISSUED to Snowdon Ford Sales Ltd., Burlington, in the amount of \$23 580.72 for the purchase of one (1) 1990 Chassis to replace Unit No. 9071, Central Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. RF55003 25201.

2. That a purchase order BE ISSUED to Picard Industries Inc., St. Pierre, Quebec, in the amount of \$14 890 plus 8% sales tax for the supply and delivery of Galvanized "U" Channel Posts to Purchasing Stores in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of three (3) tenders received. Funds provided in Purchasing Stores Inventory Account No. CH56103 28999.

3. That a purchase order BE ISSUED to Jocelyn Roofing & Sheet Metal, Hamilton, in the amount of \$26 660 for flat roof repairs to Route Canada Building, 241 Stuart Street, Hamilton, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation.

NOTE: Lowest of four (4) quotations received. Funds provided in Property Maintenance Operating Maintenance Account No. CH56103 31330.

Due to the cancelling of the Finance Committee meeting for 1989 October 03, and as re-roofing is dependent on weather conditions, and this roof has deteriorated beyond patch repair, the above has been processed through the emergency procedures of the City of Hamilton Purchasing Policy, that states "An order can be placed upon the approval of two of the following: the Mayor, an appropriate Committee Chairman, the C.A.O. and that any action taken under this provision to be reported to the next regular meeting of City Council".

4. That the \$25 000 to be provided to the Hamilton and Region Arts Council as the City's contribution to the art work competition in the new Eaton Centre, as adopted by City Council 1989 September 26 BE FINANCED from the Reserve for Capital Projects.
5. That the amount of \$49 251.64 required for purchase of 29 air packs to be used at swimming pools and skating rinks, BE OVERDRAFTED in the appropriate account of the Culture and Recreation Department and funded from overall savings within that Department's accounts.
6. That outstanding business taxes in the amount of \$79 053.78, BE WRITTEN-OFF in accordance with Section 495 of The Municipal Act, R.S.O., 1980, and charged to Account No. CH15401 00001, Tax Write-offs.

NOTE: A copy of the Treasurer's report on outstanding business taxes is available from the Secretary upon request.

7. (a) That the City Treasurer BE AUTHORIZED to create a new interest bearing Reserve for Project Management (Account No. CH 00134) and the projected 3-year funding of \$1 040 000 be financed by transferring funds from the Reserve for Working Funds, Account No. CH 00172.
- (b) That \$4 000 000 be transferred from the Reserve for Debt Charges (CH 00108) to the following Reserves:

<u>Reserves</u>	<u>Account No.</u>	<u>Amount</u>
Reserve for Capital Projects	CH 00203	\$ 1 000 000
Reserve for Replacement of Mobile Equipment	CH 00101	\$ 2 000 000
Reserve for Services for Unsubdivided Lands Development	CH 00107	\$ 1 000 000
		<u>\$ 4 000 000</u>

8. That the City Treasurer BE AUTHORIZED to allocate funds from the Reserve for Replacement of Mobile Equipment Account No. CH 00101, for the replacement of vehicles as summarized below:

<u>Section</u>	<u>No. of Vehicles</u>	<u>Estimated Amount</u>
City Garage Pool	4	\$ 63 000
Fire - Replacement	6	\$ 370 000
Parking Authority	1	\$ 19 000
Public Works	<u>65</u>	<u>\$ 3 000 000</u>
Total	<u>74</u>	<u>\$ 3 452 000</u>

9. That the City of Hamilton DEFER any consideration on leasing its Vehicular Fleet until such time as the Moratorium imposed by the Treasurer of the Province of Ontario restricting leasing of assets by non-profit institutions and municipalities is removed and the income tax regulations governing leasing companies have been clarified.
10. (a) That the Hamilton and District Credit Union Chapter BE GRANTED an amount of \$1 500 towards the costs of the Credit Union Central's 50th Annual meeting to be held in Hamilton on 1990 March 28 - 30.
- (b) That this amount be funded from within the appropriate Grants Accounts CH5AXXX 200XX.
11. That the Summary Report attached herewith and marked as APPENDIX "A" containing a listing and amounts of approved Settlement of Claims, as approved by the Finance Committee BE RECEIVED by City Council in accordance with City policy.

Respectfully Submitted,

ALDERMAN Wm. M. McCULLOCH, CHAIRMAN
FINANCE COMMITTEE

Susan K. Reeder, Acting Secretary
1989 October 24

SUMMARY OF APPROVED SETTLEMENT OF CLAIMS

<u>PLAINTIFF</u>	<u>DEFENDANT</u>	<u>NATURE OF CLAIM</u>	<u>AMOUNT OF SETTLEMENT</u>
Danielle Taylor	City of Hamilton	Bicycle Accident 1988 August 17	\$1 425.00
Balcomb	City of Hamilton	Motor Vehicle Accident 1987 May 12	\$1 526.73
Arta Spatafora	H.E.C.F.I.	Fall 1986 November 22	\$6 000.00

APPENDIX "A" as referred to in
Section 11 of the SEVENTEENTH
Report of the Finance Committee

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **SIXTH** Report for 1989 and respectfully recommends:

1. That the Cab Driver Licence of Paul Wilson, 41 Sandringham Avenue, Hamilton, be suspended until December 31, 1989.
2. That the Cab Driver Licence of Raphael J. Kolenko, 1270 Maple Crossing Blvd., #214, Burlington, be suspended until December 31, 1989.

NOTE: For the information of members of City Council, the City of Hamilton Licensing Committee at its meeting of 1989 October 4 held Show Cause Hearings and recommended that the foregoing cab driver licences be suspended on the grounds that the licence holders committed further driving infractions while on probation.

(Further information can be obtained from the Secretary.)

RESPECTFULLY SUBMITTED,

ALDERMAN D. CHRISTOPHERSON
CHAIRMAN
LICENSING COMMITTEE

Stella Glover
Secretary

1989 October 4

REPORT OF THE INFORMATION SYSTEMS COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Information Systems Committee presents its EIGHTH Report for 1989 and respectfully recommends:

1. (a) That the City of Hamilton Departments be authorized to optionally acquire additional computer workstations through reports to their respective Committees of Council and as arranged by Information Systems.
- (b) That for the balance of 1989, the costs for additional workstations be financed from savings in the individual departments.
- (c) That the 1990 and subsequent year's costs, including support servicing, be financed by reductions in the 1990 salary and wage or other accounts for each Department where offsetting savings can be demonstrated.
- (e) That these recommendations be subject to the approval of the Finance Committee.

Respectfully Submitted,

J. GALLAGHER, CHAIRMAN
INFORMATION SYSTEMS COMMITTEE

John Thompson, Secretary
1989 October 26

mjlw

NOTICE OF MOTION

NOTICE OF MOTION

Moved: Brian Hinkley

THAT THE REPORT ENTITLED "A PROPOSAL TO INCREASE
COMMITTEE EFFICIENCY AND REDUCE COSTS AT CITY HALL" BE
ADOPTED.

IMPLEMENTATION PROCESS

With the adoption of the above, the following direction to the administration is given:

1. That the proposal be implemented upon completion of the following:
 - i) That the Management Team be directed to plan and prepare the necessary measures to re-align staff resources to service the re-organized committee structure;
 - ii) That the Procedural By-law be re-worded to address the changes; and,
 - iii) That City Council meet as a Nominating Committee to determine the membership of the re-organized committee structure.
2. That the discussion respecting the C.A.O.'s office be deferred until the new Finance and Administrative Committee has operated for at least three months.

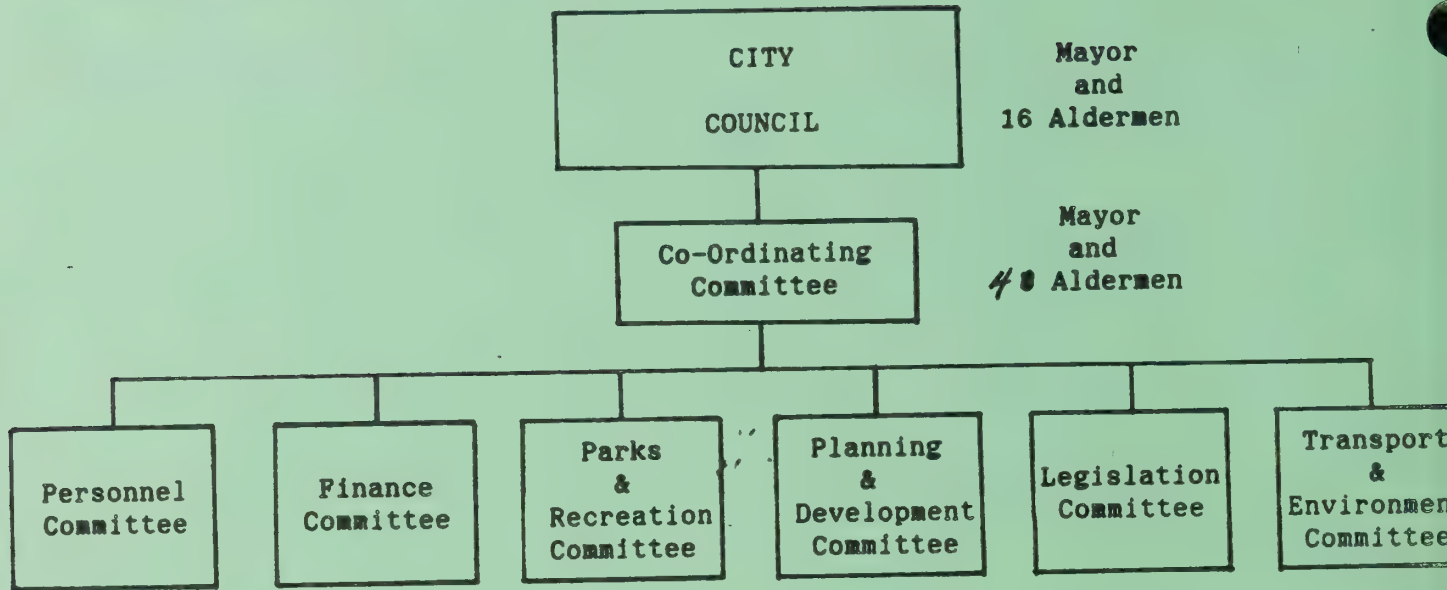
A
PROPOSAL
TO
INCREASE COMMITTEE EFFICIENCY
AND
REDUCE COSTS
AT
CITY HALL

By
Alderman Brian Hinkley
October, 1989

THIS PROPOSAL WILL:

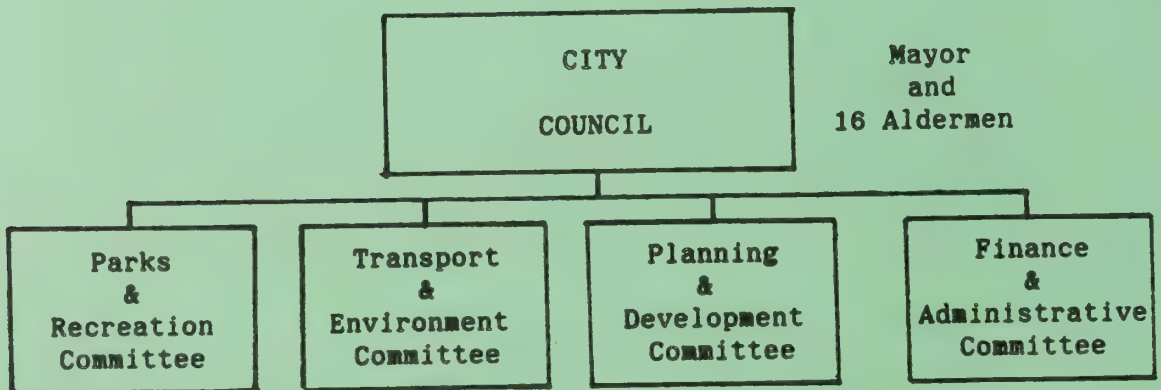
1. ESTABLISH A FINANCE & ADMINISTRATIVE COMMITTEE WITH REPRESENTATION FROM EVERY WARD IN THE CITY.
2. REDUCE COSTS.
3. PROVIDE THE OPTION TO ELIMINATE THE CHIEF ADMINISTRATOR'S OFFICE.
4. REDUCE PAPER WORK.
5. REDUCE STAFF TIME AT COMMITTEES.
6. REDUCE THE NUMBER OF STANDING COMMITTEES FROM SEVEN TO FOUR.
7. REDUCE DUPLICATION AND OVERLAP OF COMMITTEE WORK.
8. STREAMLINE COMMITTEE WORK.
9. STANDARDIZE COMMITTEE SCHEDULING.
10. FREE UP TIME FOR THE MAYOR TO ATTEND TO IMPORTANT AND PRESSING MATTERS.

PRESENT STANDING COMMITTEE STRUCTURE



8 Aldermen + Mayor (Ex-Officio) on all Committees

PROPOSED NEW STANDING COMMITTEE STRUCTURE



8 Aldermen + Mayor (Ex-Officio) on all Committees

COMMITTEE WORKLOAD

PRESENT SYSTEM

<u>COMMITTEE</u>	<u>WORKLOAD</u>
CO-ORDINATING	LIGHT
PERSONNEL	LIGHT
LEGISLATION	MEDIUM
FINANCE	MEDIUM +
PARKS AND RECREATION	MEDIUM TO HEAVY
TRANSPORT AND ENVIRONMENT	HEAVY
PLANNING AND DEVELOPMENT	HEAVY

NEW SYSTEM

<u>COMMITTEE</u>	<u>WORKLOAD</u>
FINANCE AND ADMINISTRATIVE	HEAVY
TRANSPORT AND ENVIRONMENT	HEAVY
PLANNING AND DEVELOPMENT	HEAVY
PARKS AND RECREATION	MEDIUM TO HEAVY

RATIONALIZATION OF COMMITTEE AND STAFF

PRESENT SYSTEM

COMMITTEE

CO-ORDINATING

TRANSPORT AND ENVIRONMENT

PARKS AND RECREATION

PLANNING AND DEVELOPMENT

PERSONNEL

FINANCE

LEGISLATION

STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

NEW SYSTEM

COMMITTEE

FINANCE AND ADMINISTRATIVE

TRANSPORT AND ENVIRONMENT

PARKS AND RECREATION

PLANNING AND DEVELOPMENT

STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

SECRETARY AND SUPPORT STAFF

THIS REORGANIZATION OF COMMITTEES AND RATIONALIZATION OF RESPONSIBILITIES AND STAFF RESOURCES SHOULD PRODUCE GREATER EFFICIENCY AT LOWER COSTS.

C O N C L U S I O N

ARE WE OPEN TO CHANGE?

THIS REPORT IS DIRECTED TOWARDS THE IMPLEMENTATION OF A MODERATE SHIFT. THIS PROPOSED COMMITTEE REORGANIZATION WILL REALLOCATE RESOURCES. THE EFFECT WILL BE A CLEAR IMPROVEMENT IN THE DECISION-MAKING PROCESS.

THE ATTAINMENT OF THE CITY'S GOALS AND OBJECTIVES WILL BE MET WITH GREATER EFFECTIVENESS AND EFFICIENCY. THE IMPROVED COMMUNICATIONS AND LOWER OVERALL COSTS WILL ALL ADD UP TO HIGHER LEVELS OF SATISFACTION.

IF THERE IS THE ENERGY TO CHANGE THE CHANNEL OF COMMUNICATIONS AND OUR REPORTING RELATIONSHIP; EVEN THE WAY WE RELATE TO ONE ANOTHER, THEN PROGRESS IS OURS.

CAG ON HBLAOS

A31

1989

URBAN MUNICIPAL

1 1989

Bill No. A-31

GOVERNMENT DOCUMENTS

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Authorize:

CONSTRUCTION OF A FIRE STATION ON UPPER WELLINGTON STREET
NEAR STONE CHURCH ROAD

WHEREAS the Ontario Municipal Board by Order dated the
15th day of August 1989, (File No. E 890917), approved,

- (a) the construction of a fire station on Upper Wellington Street near Stone Church Road, at an estimated cost of \$1,400,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$1,400,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the construction of a fire station on Upper Wellington Street near Stone Church Road may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 15th day of August 1989.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this

day of

A.D. 1989.

City Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE PART 11, PLAN 62R-9377
INTO TEMPLEMEAD DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Templemead Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Templemead Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 15 R.T.E.C. 9(e), October 25

SCHEDULE 'A'

Part of Parcel 6-5, Section Bar. 8(c)
Being part of Lot 6, Concession 8,
in the former geographic Township of Barton
City of Hamilton
Regional Municipality of Hamilton-Wentworth
designated as Part 11 on Plan 62R-9377
being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE BLOCK 81, PLAN 62M-616
INTO BRIGADE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Brigade Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Brigade Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of

A.D. 1989.

City Clerk

Mayor

(1988) 15 R.T.E.C. 8(e), October 25

SCHEDULE 'A'

Part of Parcel Reserve -1

Section 62M-616

Being all of Block 81, Plan 62M-616

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE PARTS 1 AND 2, PLAN 62R-10286
INTO FIELDWAY DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Fieldway Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Fieldway Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this

day of

A.D. 1989.

City Clerk

Mayor

(1989) 12 R.T.E.C. 8(b), July 25

SCHEDULE 'A'

Parts of Lot 11, Concession 8,
in the former geographic Township of Barton
City of Hamilton
Regional Municipality of Hamilton-Wentworth
designated as Parts 1 and 2 on Plan 62R-10286.

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 10 (Stops at Intersections) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Tivoli	Eastbound	San Remo
Rama	Northbound	Ravenbury
Ravenbury	Eastbound and Westbound	Rama
Queen Victoria	Northbound and Southbound	Loconder
Orphir	Eastbound and Westbound	Gailmont".

2. Schedule 29 (No Stopping Areas) is hereby amended by deleting therefrom the following item, namely:-

"Wexford	West	Monterey to Central	8 am-5 pm	Mon-Fri".
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and by adding thereto the following items, namely:-

"Poplar	East	Concession to 120 feet north	Anytime
Crockett	North	East 34th to 50 feet west	Anytime
Crockett	South	East 34th to 51 feet east	Anytime
Greencedar	South	Greenguild to 100 feet west	Anytime
San Remo	West	commencing at a point 118 feet south of San Francisco to a point 83 feet southerly therefrom	Anytime".

3. Schedule 31 (School Bus Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Bruceedale	South	118 feet	commencing 77 feet west of East 5th	7:00am-6:00pm Monday to Saturday".
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4. Schedule 37 (Snow Routes) is hereby amended by adding thereto the following items, namely:-

"Upper Kenilworth	Limeridge	South End
Upper Gage	Rymal	South End".

PASSED THIS DAY OF , A.D. 198

 CITY CLERK

 MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 25A (Parking Time Limits) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following sub-section, namely:-

"27. One Hour Limit between the hours of 9:00 in the forenoon and 4:00 in the afternoon on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
West 34th	Both	Bendamere to south end".

2. Schedule 25B (Parking Time Limits) is hereby amended:

(a) by adding to Section 2 (Two Hour Limit) the following item, namely:-

"Bond	East	commencing 62 feet north of Main to a point 61 feet northerly therefrom".
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(b) by deleting from Section 1 (Three Hour Limit) the following item, namely:-

"Oxford	West	York to Barton".
---------	------	------------------

(c) by adding to Section 4 (One Hour Limit) the following item, namely:-

"Oxford	West	York to Barton".
---------	------	------------------

3. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Bond	East	Main to 120' northerly
Mead	North	280 feet east of Parkdale to a point 256 feet easterly therefrom".

and by adding thereto the following items, namely:-

"Mead	North	commencing at a point 280 feet east of Parkdale to a point 170 feet easterly therefrom
Monterey	South	Auburn to 50 feet west
Bond	East	Main to 62 feet north
Mackenzie	South	East 27th to 60 feet east".

PASSED THIS DAY OF , A.D. 198

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Adopt:

Official Plan Amendment No. 81

Respecting:

LANDS LOCATED ON THE SOUTHERN PORTION OF MUNICIPAL NO. 2846 KING STREET EAST,
WITHIN THE GERSHOME NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 81 to the Official Plan of the Hamilton
Planning Area consisting of Schedule 1, hereto annexed and forming
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval
of the Official Plan Amendment referred to in section 1 above, as
may be requisite, be obtained and for the doing of all things for
the purpose thereof.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 23 R.P.D.C. 15(B), October 10
H. Mouskos and E. Kountouris, Owners
ZA-89-44

AMENDMENT NO. 81

TO THE

CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 81.

PURPOSE:

The purpose of this Amendment is to establish a "Special Policy Area" for the subject lands, to permit limited commercial uses within the existing building.

LOCATION:

The lands affected by this Amendment are the southern portion of those lands known municipally as 2846 King Street East, within the Gershome Neighbourhood.

BASIS:

The proposal, to convert the existing building for limited commercial uses, can be permitted on the following basis:

- It will permit the retention of a building of architectural and historic significance;
- The proposed uses are appropriate for the heritage building in that they are not "highway oriented" commercial uses. This is in keeping with the policies of the recently approved Neighbourhood Plan; and,
- It is located on a major arterial road (King Street East).

ACTUAL CHANGES:

- (1) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.41:

"Notwithstanding the permitted uses set out in Subsection A.2.1 - Residential Uses and Policy A.2.2.25, regarding Local Commercial uses, for those lands shown on Schedule "B" as Special Policy Area 46, and known municipally as 2846 King Street East, limited commercial uses will be permitted within the existing building".

(2) The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 46; and,
- "Area 46 refer to Policy A.2.9.3.41" in the legend, as shown on the attached Schedule "B" of this Amendment.

IMPLEMENTATION:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule 1 to By-law No. 89 - _____, passed on the _____ day of _____, 1989.

The Corporation of The

City of Hamilton

City Clerk

Mayor

schedule B
amendment no. 81
to the
official plan
for the
city of hamilton

date
Oct 1989

drawn by
G.G.

reference file no
6 2-81

LEGEND

Special policy area 46 refers to
policy A 29.3.41

legend



Special policy areas

special policy
areas

AREA
1(a)
1(b)
2
3

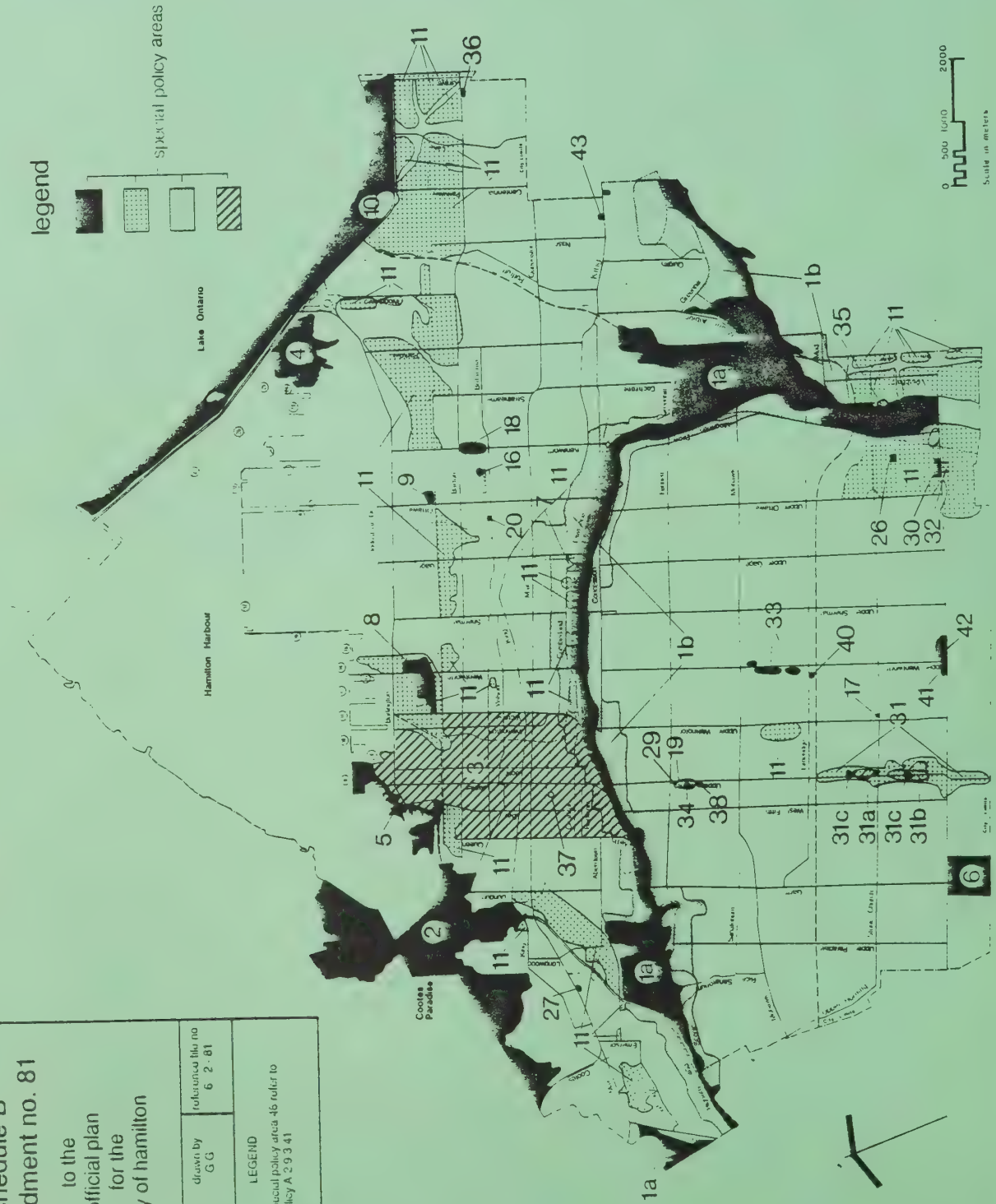
REFER TO
SUBSECTION
A 29.1.
A 29.1.
A 29.2.
A 29.3.

AREA
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8
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10
11
16
17
18
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26
27
29
30
31
31(a)
31(b)
31(c)
32
33
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36
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38
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41
42
43

REFER TO
POLICY
A 29.3.1
A 29.3.2
A 29.3.3
A 29.3.4
A 29.3.5
A 29.3.6
A 29.3.7
A 29.3.8
A 29.3.9
A 29.3.14
A 29.3.15
A 29.3.16
A 29.3.17
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A 29.3.30
A 29.3.31
A 29.3.32
A 29.3.33
A 29.3.35
A 29.3.36
A 29.3.37
A 29.3.38

Refer to Schedule B - 1 for Special
Policy Areas in the Downtown

schedule B
to the official plan
for
the city of hamilton



The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Adopt:

Official Plan Amendment No. 69

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 99 DUKE STREET
AND 191 BAY STREET SOUTH
WITHIN THE DURAND NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 69 to the Official Plan of the Hamilton
Planning Area consisting of Schedule 1, hereto annexed and forming
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval
of the Official Plan Amendment referred to in section 1 above, as
may be requisite, be obtained and for the doing of all things for
the purpose thereof.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 1 R.P.D.C. 14(a), December 13
Louis Levy, Prospective Owner
ZA-88-90

AMENDMENT NO. 69
TO THE
CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedule "B-1" attached hereto, constitutes Official Plan Amendment No. 69.

PURPOSE

The purpose of this Amendment is to establish a Special Policy Area, to permit professional and/or business offices within the existing building, for the subject lands.

LOCATION

The lands affected by this amendment are known municipally as 99 Duke Street and 191 Bay Street South, within the Durand Neighbourhood.

BASIS

Council has deemed office uses appropriate at this location, and compatible with the surrounding land use pattern.

ACTUAL CHANGES

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.39:

"Notwithstanding Subsection A.2.1 - Residential Uses, and Policy A.2.2.25 regarding Local Commercial uses, for those lands shown on Schedule "B-1" as SPECIAL POLICY AREA 44, and known municipally as 99 Duke Street and 191 Bay Street South, business and/or professional offices, within the existing building, will be permitted."

2. The following be added to Schedule "B-1" - Other Special Policy Areas:

- Special Policy Area 44; and,
- "Area 44 refer to Policy A.2.9.3.39" in the legend,
as shown on the attached Schedule "B-1" of this Amendment.

IMPLEMENTATION

A zoning by-law amendment will give effect to the intended use of the subject lands.

This is Schedule 1 to By-law No. 8 - passed on the
day of , 198 .

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

CL-M/dkp

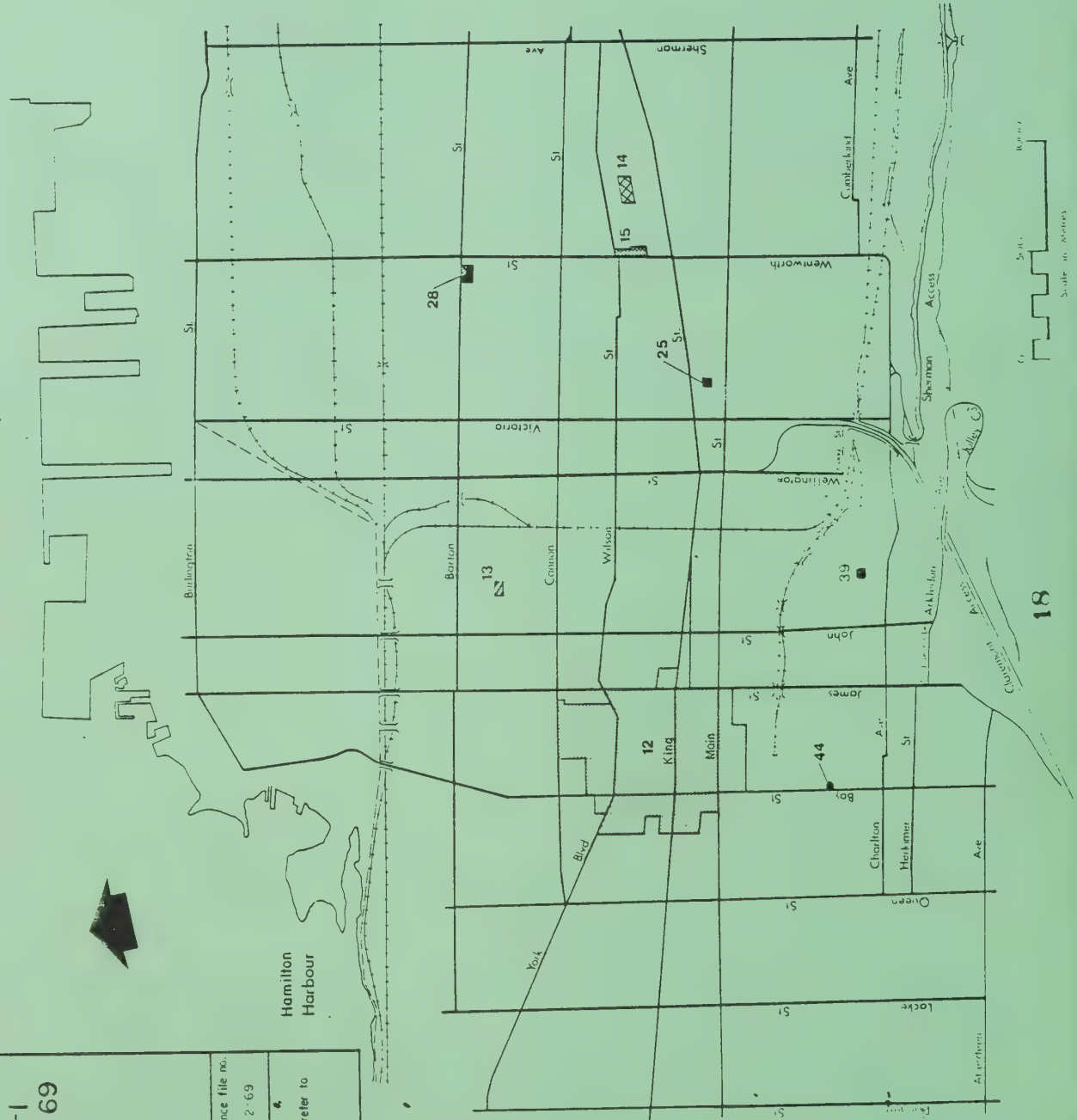
WP 0015P

schedule B-1 amendment no. 69

to the
official plan
for the
city of hamilton

date	drawn by	reference file no.
DEC /1988	G G	6-2-69
<p>Special Policy Area 44 refer to Policy A 2 9 3 39</p>		

Hamilton
Harbour



other special
policy areas

legend

-  refer to policy A 2 9 3 10
-  refer to policy A 2 9 3 11
-  refer to policy A 2 9 3 12
-  refer to policy A 2 9 3 13
-  refer to policy A 2 9 3 20
-  refer to policy A 2 9 3 23
-  refer to policy A 2 9 3 34

schedule B-1

to the official plan
for
the city of hamilton

september 1986

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 99 DUKE STREET
AND 191 BAY STREET SOUTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 69, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth under the Planning Act at the time of the passing of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-5 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "E-3" (High Density Multiple Dwellings) District to "DE-3" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District provisions applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10C.(1) of By-law No. 6593, the following COMMERCIAL USE shall be permitted within the building existing on the day of the passing of this by-law:
 - 1. offices for lawyers and accountants;
- (b) notwithstanding paragraph 4.(c) of Table 1 of Section 18A of By-law No. 6593, a minimum of 5 parking spaces shall be required;
- (c) notwithstanding Section 18A.1(d) and (e) of By-law No. 6593, no loading space shall be required;

- (e) notwithstanding Sections 18A.(11), (12)(a) and (14) of By-law No. 6593, one parallel parking space shall be permitted within the required front yard adjacent to the residential district to the east;
- (f) notwithstanding Section 18A.(1)(f) of By-law No. 6593, the aisle width for the designated parallel parking spaces shall be 3.0 m instead of the required 3.7 m minimum; and
- (g) notwithstanding Section 18A.(11)(b) of By-law No. 6593, one parallel parking space shall be permitted adjacent to the southerly and westerly lot lines.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1105.

5. Sheet No. W-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1105.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 1 R.P.D.C. 14(b), December 13
 (1989) 21 R.P.D.C. 19, September 26
 Louis Levy, Prospective Owner
 ZA-88-90

<p>DUKE STREET</p> <p>23.137 N 71° 09' W</p> <div style="display: flex; align-items: center; justify-content: center;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg); margin-right: 10px;">30.99</div> <div style="border: 1px solid black; width: 150px; height: 100px; background-color: #cccccc; position: relative;"> <div style="position: absolute; top: 0; right: 0;">N 18° 15' E</div> <div style="position: absolute; bottom: 0; left: 0;">N 17° 02' E</div> <div style="position: absolute; bottom: 0; right: 0;">22.65 N 71° 15' W</div> </div> <div style="writing-mode: vertical-rl; margin-left: 10px;">30.94</div> </div> <p style="writing-mode: vertical-rl; transform: rotate(180deg); margin-top: 20px;">BAY STREET SOUTH</p>							
<p>NOTE: ALL DIMENSIONS ARE IN METRES</p>							
<p>THIS IS SCHEDULE "A" TO BY-LAW NO. 89 - _____ PASSED THE _____ DAY OF _____</p>							
<p>----- Clerk</p>	<p>----- Mayor</p>						
<p style="text-align: center;">CITY OF HAMILTON</p> <p style="text-align: center;">SCHEDULE "A"</p> <p style="text-align: center;">MAP FORMING PART OF</p> <p style="text-align: center;">BY-LAW NO. 89 -</p> <p style="text-align: center;">TO AMEND BY-LAW NO. 6593</p> <p style="text-align: center;">Regional Municipality of Hamilton-Wentworth Planning and Development Department</p>	<p style="text-align: center;">Legend</p> <div style="display: flex; align-items: center; margin-bottom: 10px;"> <div style="width: 30px; height: 15px; background-color: #cccccc; border: 1px solid black; margin-right: 5px;"></div> <p>CHANGE IN ZONING FROM "E-3" (HIGH DENSITY MULTIPLE DWELLINGS) DISTRICT TO "DE-3" (MULTIPLE DWELLINGS) DISTRICT, MODIFIED.</p> </div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; padding: 5px;"> <p>North</p> </td> <td style="width: 33%; padding: 5px;"> <p>Scale</p> <p>NOT TO SCALE</p> </td> <td style="width: 33%; padding: 5px;"> <p>Reference File No.</p> <p>ZA 88-90</p> </td> </tr> <tr> <td style="padding: 5px;"></td> <td style="padding: 5px;"> <p>Date</p> <p>DEC. 19, 1988</p> </td> <td style="padding: 5px;"> <p>Drawn By</p> <p>Z. K.</p> </td> </tr> </table>	<p>North</p>	<p>Scale</p> <p>NOT TO SCALE</p>	<p>Reference File No.</p> <p>ZA 88-90</p>		<p>Date</p> <p>DEC. 19, 1988</p>	<p>Drawn By</p> <p>Z. K.</p>
<p>North</p>	<p>Scale</p> <p>NOT TO SCALE</p>	<p>Reference File No.</p> <p>ZA 88-90</p>					
	<p>Date</p> <p>DEC. 19, 1988</p>	<p>Drawn By</p> <p>Z. K.</p>					

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 99 DUKE STREET
AND 191 BAY STREET SOUTH

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July, 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

115. Lands located at Municipal Nos. 99 Duke Street and 191 Bay Street South, shown on Appendix 115 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275 as Appendix 115.

PASSED this day of A.D. 1989.

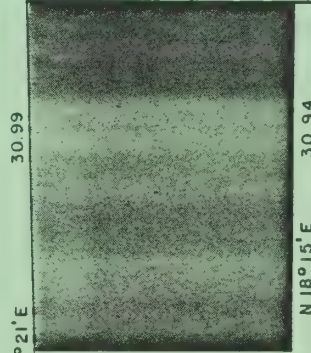
City Clerk

Mayor

(1988) 1 R.P.D.C. 14(c), December 13
Louis Levy, Prospective Owner
ZA-88-90

DUKE STREET

23.137 N 71° 09' W



30.99 N 17° 21' E

30.94 N 18° 15' E

22.65 N 71° 15' W

BAY STREET SOUTH

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89 -
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON
APPENDIX 115
TO BY-LAW NO. 79-275

AS AMENDED BY
BY-LAW NO. 87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands Designated Under this By-Law
as an area of Site Plan Control pursuant
to Section 40 of the Planning Act.

North	Scale	Reference File No.
	NOT TO SCALE	ZA 88-90
	Date	Drawn By
	DEC. 19, 1988	Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 89-130

and

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE WEST SIDE OF UPPER JAMES STREET,
IN THE AREA SOUTH OF STONE CHURCH ROAD WEST
MUNICIPALLY KNOWN AS NO. 1400 UPPER JAMES STREET

WHEREAS By-law No. 89-130, passed by the Council of The Corporation of the City of Hamilton on the 25th day of April 1989, rezoned the lands located at Municipal No. 1400 Upper James Street from "AA" (Agricultural) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District (Block 1); "AA" (Agricultural) District to "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District (Block 2); "C" (Urban Protected Residential, etc.) District to "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District (Block 3); and "H" (Community Shopping and Commercial, etc.) District to "HH" - 'H' (Restricted Community Shopping and Commercial -Holding) District (Block 4), the extent and boundaries of of which Blocks 1, 2, 3 and 4, and are more particularly described in Schedule "A" annexed to and forming part of By-law No. 89-130;

AND WHEREAS section 2(a) of By-law No. 89-130 provides that upon installation of all such municipal sewers as the City deems necessary, the 'H' symbol shall be removed by amendment to By-law No 89-130;

AND WHEREAS the installation of municipal sewers was approved by Regional Council on the 3rd day of October 1989;

AND WHEREAS Bayfield Green Development Co. and The Corporation of the City of Hamilton have entered into an Agreement with respect to occupancy of the said buildings, pending completion of the installation of municipal sewers;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 1 of the 25th Report of the Planning and Development Committee at its meeting of 31 October 1989, directed that By-law No. 89-130 be amended to remove the holding ('H') symbol.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 89-130, passed on the 25th day of April 1989, to the "C" - 'H' (Urban Protected Residential, etc. - Holding) District designation of

Block 1 and the "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District designation of Blocks 2, 3 and 4, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 89-130 and forming part thereof, is hereby removed, and the development of the land comprised in Block 1 may proceed in accordance "C" (Urban Protected Residential, etc.) District provisions of Zoning By-law No. 6593 and the lands comprised in Blocks 2, 3 and 4 may proceed in accordance with the "HH" (Restricted Community Shopping and Commercial) District provisions of Zoning By-law No. 6583, subject to the special requirements referred to in section 3 of By-law No. 89-130.

2. Sheet No. W-9C of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 89-130, is further amended by changing from "C" - 'H' (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1, and by changing from "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District to "HH" (Restricted Community Shopping and Commercial) District, the lands comprised in Blocks 2, 3 and 4, the extent and boundaries of each of which Blocks are shown on a plan annexed as Schedule "A" to By-law No. 89-130 and forming part thereof.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District and "HH" District provisions, subject to the special requirements referred to in section 3 of By-law No. 89-130.

4. By-law No. 6593, as amended by By-law No. 89-130, passed on the 25th day of April 1989, is further amended by adding this by-law to section 19B as Schedule S-1061a.

5. Sheet No. W-9C of the District Maps, as amended by By-law No. 89-130, passed on the 25th day of April 1989, is further amended by marking the land referred to in section 2 of this by-law, S-1061a.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

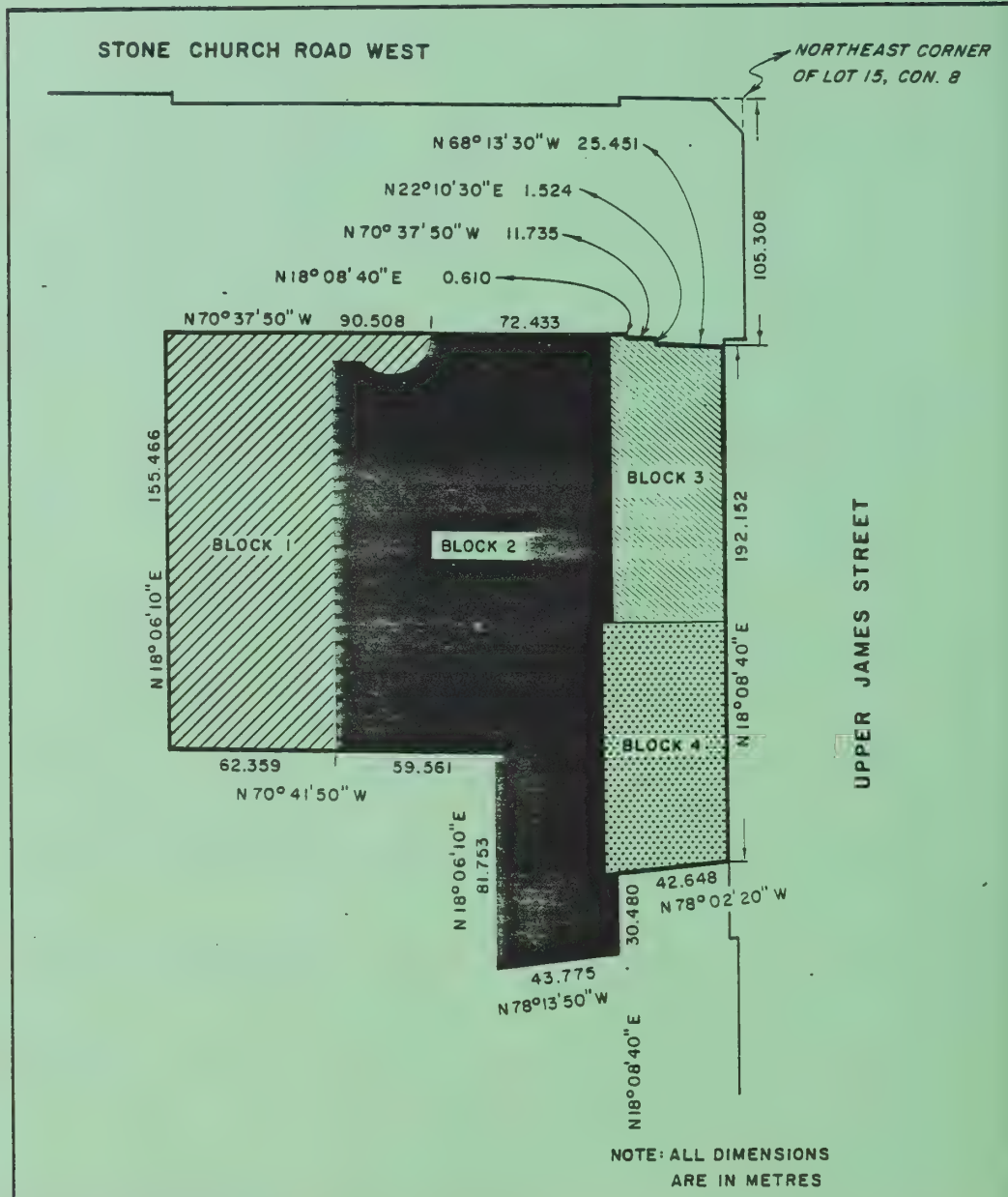
PASSED this day of

A.D. 1989.

City Clerk

Mayor

(1989) 25 R.P.D.C. 1, October 31
Bayfield Green Development Co.,
Prospective Owner
ZA-89-100



THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1		} LANDS TO BE REGULATED BY BY-LAW NO. 89 -
BLOCK 2		
BLOCK 3		
BLOCK 4		

	Scale NOT TO SCALE	Reference File No. ZA 89-100
	Date OCTOBER 20, 1989	Drawn By Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

By-law No. 89-249

Respecting:

RATES OR FARES TO BE CHARGED

WHEREAS Section 227 of the Municipal Act, R.S.O. 1980, c. 302, as amended, provides as follows:

227. By-laws may be passed by the councils of towns, villages and townships and by boards of commissioners of police of cities:

1. For licensing, regulating and governing teamsters, carters, draymen, owners and drivers of cabs, buses, motor or other vehicles used for hire or any class or classes thereof; for establishing the rates of fares to be charged by the owners or drivers of such vehicles for the conveyance of goods or passengers either wholly within the municipality or to any point not more than five kilometres beyond its limits, and for providing for the collection of such rates or fares; for limiting the number of cabs, buses, motor or other vehicles used for hire, or any class or classes thereof; and for revoking any such licence.

6. For licensing, regulating and governing taxi-cab brokers and for revoking any such licence and for requiring taxi-cab brokers to provide public liability, property damage, cargo or other insurance in the form and to the amounts of coverage prescribed in the by-law in respect of each taxi-cab operated in association with such broker and, where such insurance is not so provided, the council or board may refuse, refuse to renew or revoke any such licence.

- (a) In this paragraph, "taxi-cab broker" means any person who accepts calls in any manner for taxi-cabs that are used for hire and that are owned by a person other than himself, his immediate family or his employer.

AND WHEREAS Section 160 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c. 437, as amended, provides as follows:

160. The council of the City of Hamilton may pass any by-law that a board of commissioners of police of a city is authorized to pass under the Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-323 on the 27th day of November 1979 to establish the City of Hamilton Licensing Code, 1979;

AND WHEREAS the Council of The Corporation of the City of Hamilton, passed By-law No. 89-249 on the 29th day of August 1989 to amend and consolidate Schedules 4 and 4a to Licensing By-law No. 79-323 respecting taxi-cabs and livery vehicles;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Items 1 and 2 of the 15th Report of the Legislation Committee at its meeting held on the 31st day of October 1989 directed that By-law No. 89-249 be amended as hereinafter provided;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 34, 35 and 36, being Part 12 of Schedule 4 to Licensing By-law No. 79-323, as enacted by By-law No. 89-249, are revoked and the following substituted therefor:

PART 12

Rates or Fares To Be Charged

34. A taxi-cab owner or taxi-cab driver shall charge for the conveyance of passengers either wholly within the City or to any point not more than three miles beyond its limit, only the rates or fares as follows:

1. Under agreement with the passenger, for each hour.....\$30.00;
2. For one or more passengers,
 - (i) for the first 1/9 of a kilometer or part thereof
.....\$ 2.00;
 - (ii) for each additional 1/9 of a kilometer or part thereof
.....\$.10;
 - (iii) for waiting after engagement, for each 20 seconds or part thereof after the first 20 seconds.....\$.10;
 - (iv) notwithstanding subparagraphs (i), (ii) and (iii), for each engagement, a minimum charge of
.....\$ 2.00;
 - (v) for loading and unloading groceries, luggage or other goods and chattels, for each 20 seconds or part thereof calculated after the first 20 seconds from the time the meter is turned on,
 - (a) at the commencement of the loading until completion of the loading.....\$.10;
 - (b) at the commencement of the unloading until completion of the unloading....\$.10.

35. A meter may be so designed and adjusted that the fare shall be computed for time as well as distance, at 10 cents for each 20 seconds as above indicated, from the time or place when the passenger entered the taxi-cab, or from the first 20 seconds of waiting for the passenger as above indicated to the time or place at which the passenger discharged the cab, and the time for which the fare is chargeable shall include all unavoidable delays or stops.

36. (1) Rates or fares mentioned in section 34 shall be reduced by 10% for persons issued an Ontario Senior Citizens Privilege Card issued by the Provincial Ministry of Community and Social Services, where all passengers travelling in a taxi-cab are holders of said card.

(2) Every reduction in rates or fares referred to in subsection 1, shall be calculated to the highest full dollar registered on the taxi-meter or the minimum charge referred to in subparagraph (iv) of paragraph 2 of section 34, whichever is higher.

2. In all other respects, the provisions of Schedule 4 to Licensing By-law No. 79-323, as enacted by By-law No. 89-249, are hereby confirmed, unchanged.

3. This by-law comes into force and effect on the date of its passing and enactment.

PASSED this day of A.D. 1989.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

By-law No. 89-249

Respecting:

TAXI-CABS AND LIVERY VEHICLES

WHEREAS Section 227 of the Municipal Act, R.S.O. 1980, c. 302, as amended, provides as follows:

227. By-laws may be passed by the councils of towns, villages and townships and by boards of commissioners of police of cities:

1. For licensing, regulating and governing teamsters, carters, draymen, owners and drivers of cabs, buses, motor or other vehicles used for hire or any class or classes thereof; for establishing the rates of fares to be charged by the owners or drivers of such vehicles for the conveyance of goods or passengers either wholly within the municipality or to any point not more than five kilometres beyond its limits, and for providing for the collection of such rates or fares; for limiting the number of cabs, buses, motor or other vehicles used for hire, or any class or classes thereof; and for revoking any such licence.

6. For licensing, regulating and governing taxi-cab brokers and for revoking any such licence and for requiring taxi-cab brokers to provide public liability, property damage, cargo or other insurance in the form and to the amounts of coverage prescribed in the by-law in respect of each taxi-cab operated in association with such broker and, where such insurance is not so provided, the council or board may refuse, refuse to renew or revoke any such licence.

- (a) In this paragraph, "taxi-cab broker" means any person who accepts calls in any manner for taxi-cabs that are used for hire and that are owned by a person other than himself, his immediate family or his employer.

AND WHEREAS Section 160 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c. 437, as amended, provides as follows:

160. The council of the City of Hamilton may pass any by-law that a board of commissioners of police of a city is authorized to pass under the Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-323 on the 27th day of November 1979 to establish the City of Hamilton Licensing Code, 1979;

AND WHEREAS the Council of The Corporation of the City of Hamilton, passed By-law No. 89-249 on the 29th day of August 1989 to amend and consolidate Schedules 4 and 4a to Licensing By-law No. 79-323 respecting taxi-cabs and livery vehicles;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 3 of the 15th Report of the Legislation Committee at its meeting held on the 31st day of October 1989 directed that By-law No. 89-249 be amended as hereinafter provided;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 23 of Schedule 4 to Licensing By-law No. 79-323, as enacted by section 1 of By-law No. 89-249 is revoked and the following substituted therefor:

23. (1) Notwithstanding any other provision of this Schedule, where an application is made to have a name entered on the Taxi-cab Priority List, the application shall not be approved and the applicant's name shall not be entered on the Taxi-cab Priority List unless the applicant complies with the following regulations:

1. The applicant shall file with the Licence Administrator, as part of the application on FORM 1 annexed hereto as Schedule "A",

(a) a statutory declaration on FORM 1 that he or she is presently and actively engaged full-time in the City of Hamilton taxi-cab industry as,

- (i) a taxi-cab owner,
- (ii) a licensed taxi-cab driver,
- (iii) a taxi-cab dispatcher, or
- (iv) a taxi-cab telephone service operator,

for a period of not less than one (1) full year immediately preceding the date of the application for entry on the Taxi-cab Priority List, and

(b) either,

(i) a certified true copy by Revenue Canada of income tax returns for the calendar year immediately preceding the date of the application, and/or

(ii) any one of, or any combination of, the following in respect of the one year immediately preceding the date of the application,

1. certified copy of record of employment,
2. statement(s) of insurable earnings as issued by the Unemployment Insurance Commission,
3. statement(s) of contributions to the Canada Pension Plan as issued by Revenue Canada,
4. monthly charge statements as issued by a taxi-cab broker operating in the City of Hamilton,
5. original trip records, or
6. such other or equivalent documentation as the Licensing Committee may accept.

(2) (a) For the purposes of subsection (1)1(a)(ii),

- (i) "one full year" shall mean not less than 100 shifts or the equivalent thereof;
- (ii) "shift" shall mean a period of not less than 12 consecutive hours;

(b) for the purposes of subsection (1)1(a)(iii) and (iv),

- (i) "one full year" shall mean not less than 150 shifts or the equivalent thereof;
- (ii) "shift" shall mean a period of not less than 8 consecutive hours.

2. Section 24(1) of Schedule 4 to Licensing By-law No. 79-323, as amended by section 1 of By-law No. 89-249, is revoked and the following substituted therefor:

24. (1) Applications for renewal of a name that has been entered on the Priority List must be filed annually with the Licence Administrator, no later than the 30th day of September.

3. Section 25 of Schedule 4 to Licensing By-law No. 79-323, as enacted by section 1 of By-law No. 89-249, is revoked and the following substituted therefor:

25. (1) Notwithstanding any other provision of this Schedule, no licence shall be issued to an applicant whose name has been entered on the taxi-cab Priority List unless the applicant complies with the following regulations:

1. The applicant shall file with the Licence Administrator within 14 days of the date of notice by the Licence Administrator and prior to consideration of the application by the Committee,

- (a) a statutory declaration on FORM 1A annexed hereto as Schedule "B" that he or she has actually engaged in operating a taxi-cab full-time in the City as,

- (i) a taxi-cab owner,
- (ii) a licensed taxi-cab driver,
- (iii) a taxi-cab dispatcher, or
- (iv) a taxi-cab telephone service operator,

for a period of not less than two (2) full and consecutive years immediately preceding the date of consideration of the application by the Licence Committee; and

- (b) either,

- (i) a certified true copy by Revenue Canada of income tax returns for two consecutive years immediately preceding the date of consideration of the application by the Licence Committee; and/or

- (ii) any one of, or any combination of the following in respect of the two consecutive years immediately preceding the date of consideration of the application by the Licence Committee:

1. certified copy of record of employment,
2. statement(s) of insurable earnings as issued by the Unemployment Insurance Commission,
3. statement(s) of contributions to the Canada Pension Plan as issued by Revenue Canada,
4. monthly charge statements as issued by a taxi-cab broker operating in the City of Hamilton,
5. original trip records, or

6. such other or equivalent documentation as the Licensing Committee may accept.

(2) (a) For the purposes of subsection (1)1(a)(ii),

- (i) "one full year" shall mean not less than 100 shifts or the equivalent thereof;
- (ii) "shift" shall mean a period of not less than 12 consecutive hours;

(b) for the purposes of subsection (1)1(a)(iii) and (iv),

- (i) "one full year" shall mean not less than 150 shifts or the equivalent thereof;
- (ii) "shift" shall mean a period of not less than 8 consecutive hours.

(3) Where an applicant does not comply with the requirements of subsections 1 and 2, his or her name shall be deleted from the Taxi-cab Priority List and no licence shall be issued to that applicant.

(4) Subject to subsection 5, and notwithstanding subsection 3, the Licence Committee may, upon request of the applicant, defer the consideration of the application for a taxi-cab owner's licence from the Taxi-cab Priority List for not more than 2 years from the date of enactment of the by-law in order to permit the applicant a maximum of two years from the date of enactment of this section to comply with the requirements of subsections 1 and 2.

(5) Nothing in subsection 4 shall obligate the Licence Committee to grant a request for deferral.

4. (1) Section 27 of Schedule 4 to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is revoked and the following substituted therefor:

27. Where an applicant is not the holder of a licence as a taxi-cab owner under this Schedule, a licence issued to the applicant from the Priority List shall not be approved for transfer or transferred for a period of at least five consecutive years from the date of issuance of the licence from the Priority List to the applicant.

(2) Section 28 of Schedule 4 to Licensing By-law No. 79-323, as enacted by Section 2 of By-law No. 89-249, is revoked and the following substituted therefor:

28. Where the applicant is the holder of one or more licences as a taxi-cab owner under this Schedule, and one or more additional owner's licences are subsequently issued to the applicant from the Priority List, any previously issued owner's licence including the owner's licence issued from the Priority List shall not be approved for transfer or transferred for a period of at least five consecutive years from the date of issuance of the most recent licence from the Priority List, unless the most recently issued licence from the Priority List is surrendered to the Licence Committee for cancellation.

5. (1) Subsection 6(1) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is deleted and the following substituted therefor:

6. (1) Every applicant for an owner's licence or a renewal thereof and every applicant for a driver's licence or a renewal thereof, except where the applicant is the holder of a current and valid licence issued to a taxi-cab driver under Schedule 4, shall attend at the office of the Issuer of Licences and make and file an application in person and not by an agent or representative.

(2) Subsection 6(4) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is amended by deleting the word "owner" in the second line and inserting in lieu thereof the word "driver".

(3) Section 7(1) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is amended by deleting the following clause,

"Every applicant for licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,"

and substituting in lieu thereof the following clause:

"Except where the applicant is the holder of a current licence issued to a taxi-cab driver under Schedule 4, every applicant for a driver's licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,".

(4) Section 8(1) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is amended by deleting the word "medial" in the third line and inserting in lieu thereof the word "medical".

6. Schedule "A" to By-law No. 89-249 is hereby deleted and Schedule "A" annexed hereto is substituted therefor.

7. In all other respects, the provisions of Schedules 4 and 4a to Licensing By-law No. 79-323, as enacted by By-law No. 89-249, are hereby confirmed, unchanged.

8. Schedules "A" and "B" annexed hereto are included in and form part of this by-law.

9. This by-law comes into force and effect on the date of its passing and enactment.

PASSED this

day of

A.D. 1989.

City Clerk

Mayor

FORM 1
APPLICATION & DECLARATION

Schedule "A"

FOR ENTRY ON TO THE TAXICAB PRIORITY LIST To
FOR THE ISSUANCE OF A CITY OF HAMILTON TAXICAB OWNER'S LICENCE By-law No. 89-

TO: THE CITY OF HAMILTON

1. I _____ hereby apply for entry on the Taxicab Priority List.

I hereby declare that I am employed FULL-TIME (as defined in Section 23 of Schedule 4 of By-law 79-323, as enacted by By-law 89-249) as a taxicab owner, taxicab driver, taxicab dispatcher or taxicab telephone service operator and have been employed for a period of not less than one (1) full year immediately preceding the date of this application for entry on the Taxicab Priority List.

Declared before me at the
City of Hamilton in the
Regional Municipality of
Hamilton-Wentworth this
_____ day of _____
19____.

APPLICANT

ADDRESS

A COMMISSIONER, ETC.

TELEPHONE NUMBER

2. I understand that the conditions on which you now issue a taxicab owner's plate are set out in Schedule 4 of By-law 79-323, as enacted by By-law 89-249 and, in particular, I understand:
- (a) that the applicant has actually been engaged in the taxicab industry full-time (as defined in Section 25 of Schedule 4) in the City as a taxicab owner, taxicab driver, taxicab dispatcher or taxicab telephone service operator for a period of not less than two (2) consecutive years immediately preceding the date of consideration of the application by the Licence Committee.
 - (b) that the applicant has not granted, assigned, conveyed, transferred or otherwise passed on by sale, gift or otherwise the use or possession of any other owner's licence issued to him under Schedule 4, for a period of not less than two consecutive years immediately preceding the date of consideration of the application by the Licence Committee.
 - (c) that where an applicant is not the holder of a licence as a taxicab owner under Schedule 4, an owner's licence issued to the applicant shall not be approved for transfer or transferred for a period of at least five (5) consecutive years from the date of issuance of an owner's licence to the applicant.
 - (d) that an applicant, being the holder of an owner's licence, upon issuance of a licence from the Priority List shall not transfer any owner's licence, nor shall such transfer be approved, for a period of 5 years from the date of issuance of the most recent owner's licence from the Priority List, unless the applicant first surrenders any owner's licence received from the Priority List within the last 5 years.
 - (e) that the applicant must provide a suitable vehicle with the necessary equipment for the taxi industry, as set out in Paragraph 2 of Section 12 of Schedule 4, and be operational within thirty (30) days of the date of approval of the application.
 - (f) the licence shall remain the property of the Corporation of the City of Hamilton and if the recipient fails to abide by any of the aforementioned terms, the licence shall be revoked by the City.

PLEASE NOTE: IT IS THE APPLICANT'S RESPONSIBILITY TO INFORM THE CITY'S LICENCE DIVISION OF ANY CHANGES IN ADDRESS OR TELEPHONE NUMBER.

I HEREBY ACKNOWLEDGE RECEIPT OF A COPY OF THIS APPLICATION _____

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK



Schedule "B"
To
By-law No. 89-

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

APPLICATION AND STATUTORY DECLARATION FOR A PRIVATE CAB OWNER LICENCE

FORM 1A

(Please Print)

NAME _____
SURNAME CHRISTIAN OR GIVEN NAME

ADDRESS _____

NAME AND ADDRESS OF BROKER YOU WILL BE ASSOCIATED WITH IF GRANTED A LICENCE

I HEREBY DECLARE THAT I HAVE NOT GRANTED, ASSIGNED, CONVEYED, TRANSFERRED OR OTHERWISE PASSED ON BY SALE, GIFT OR OTHERWISE, THE USE OR POSSESSION OF ANY OTHER LICENCE ISSUED TO ME FOR A PERIOD OF NOT LESS THAN TWO CONSECUTIVE YEARS IMMEDIATELY PRECEDING THE DATE OF CONSIDERATION OF THIS APPLICATION BY THE LICENCE COMMITTEE.

I HEREBY FURTHER DECLARE THAT I AM EMPLOYED FULL-TIME (AS DEFINED IN SECTION 25(2)(A,B) OF BY-LAW 89-249) AS A: (Check One)

TAXICAB OWNER (), DRIVER (), DISPATCHER (), TELEPHONE SERVICE OPERATOR ()

AND HAVE BEEN EMPLOYED FOR A PERIOD OF NOT LESS THAN TWO YEARS IMMEDIATELY PRECEDING THE DATE OF CONSIDERATION OF THIS APPLICATION BY THE LICENCE COMMITTEE.

ARE YOU PRESENTLY EMPLOYED OTHER THAN IN THE TAXICAB INDUSTRY _____

NAME OF EMPLOYER _____

IS THE EMPLOYMENT FULL-TIME OR PART-TIME _____

I, _____, do hereby declare that the information given in this application and any supporting documents is true, correct and complete in every respect, AND I make this solemn declaration conscientiously believing it to be true and knowing it is of the same force and effect as if made under oath and by virtue of THE CANADA EVIDENCE ACT.

DECLARED before me at the City of _____)
Hamilton, in the Regional-Municipality)
of Hamilton-Wentworth, _____)

this _____ day of _____)
1989. _____)

_____) Signature of Applicant

A Commissioner, etc.

E. A. SIMPSON
CITY CLERK
K. E. AVERY
DEPUTY CITY CLERK



CITY HALL
HAMILTON, ONTARIO
L8N 3T4

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1989 November 14
7:30 o'clock p.m.
Council Chambers, City Hall

AGENDA

1. Opening Prayer

Major Ian McAlister
Salvation Army Family Services
340 York Boulevard

2. Proclamation

Ringette Week, 1989 November 12 to November 19

3. Presentations to the Members of City Council

- (a) Hamilton Seniors Council
- (b) Keep Hamilton Clean Committee

4. Plaque Presentation

Stelco Steel

ORDAN MUNICIPAL
NOV 14 1989
GOVERNMENT DOCUMENTS

I

5. Minutes

1989 October 31

6. Petition and Correspondence

7. Reports of the Standing Committees - attached

- (a) Co-ordinating Committee
- (b) Transport and Environment Committee
- (c) Parks and Recreation Committee
- (d) Planning and Development Committee
- (e) Legislation Committee
- (g) Finance Committee

8. Notices of Motion for Next Meeting

9. First Reading of the Bills

10. Second Reading of the Bills - Committee of the Whole

11. Third Reading of the Bills

12. Question Period

13. Adjournment

M I N U T E S

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, OCTOBER 31, 1989
7:30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor.

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Christopherson, Agostino, Lombardo, Smith, Jackson, Merling,
Gallagher, Ross, Murray.

His Worship Mayor Robert M. Morrow called the meeting to order.

The Reverend L. J. Cowper, St. Columba Presbyterian Church, led the Council
in prayer.

* * * * *

His Worship Mayor Robert M. Morrow read the following Proclamations:

- (i) "Veteran's Week"- November 5th to November 12th, 1989.
- (ii) "Diabetes Month" - November, 1989.

* * * * *

His Worship Mayor Robert M. Morrow presented a plaque to Mr. Sonny Beattie
in recognition of his unique talents in gardening.

* * * * *

His Worship Mayor Robert M. Morrow presented The Mayor's Design Award to the
following:

- (i) Mr. Frank Husack, Sunshine Homes
- (ii) Mr. Clark Munro, Munro Group
- (iii) Mr. John George, President, Wentworth Condominium Corporation 101

* * * * *

The minutes of the meeting of October 10, 1989, were taken as read and approved.

* * * * *

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Application from Mr. Carmen Chiaravalle, 1155 West 5th Street, Hamilton, Ontario, for a change in zoning, property located on the north-east corner of Upper Sherman Avenue and Limeridge Road, dated October 12, 1989.
2. Application from Carriagegate Homes Ltd., P.O. Box 4038, Station "D", Hamilton, Ontario, for a change in zoning, property located at 1441 Upper James Street, dated October 16, 1989.
3. Application from DiCenzo Construction, 205 Quigley Road, Unit 2, Hamilton, Ontario, for a change in zoning, property located north of Rymal Road East and west of Upper Gage Avenue, dated October 16, 1989.
4. Application from Steinnagel Construction Limited, 490 Dundurn St. South, Hamilton, Ontario, for a change in zoning, property located on the north side of Brenda Street, east of Eleanor Avenue, dated October 16, 1989.
5. Application from Mr. Eric A. Miles, 323 Rymal Road East, Hamilton, Ontario, for a change in zoning, property located at 323 Rymal Road East, dated October 25, 1989.
6. Application from Landawn Shopping Centres Limited, 11 Polson Street, Toronto, Ontario, for a modification to the zoning, property located at 905 Rymal Road, dated October 26, 1989.
7. Application from Yaser Sharif, 991 Upper Paradise Road, Hamilton, Ontario, for a change in zoning, property located at 990 Upper Paradise Road, dated October 26, 1989.
8. Application from Effort Trust Company, 242 Main St. East, Hamilton, Ontario, Attention: Mr. A. Weisz, for a change in zoning, properties located at 1265 and 1269 Upper James Street, dated October 26, 1989.
9. Application from Dennis Gordon LeBlanc, 368 Emerald St. North, Hamilton, Ontario, for a modification to the zoning, property located at 220 Burlington Street East, dated October 26, 1989.
10. Application from Reemark Holdings No. 13 Inc., 194 Merton Street, Suite 200, Toronto, Ontario, Attention: Mr. Brian Bridgeman, for a modification to the zoning, property located at 35-43 Catharine Street South and 117 Jackson Street East, dated October 26, 1989.
11. Letter from Mr. Raphael Kolenko, 37 Holly Avenue, Hamilton, Ontario, re suspension of his Cab Driver's Licence, dated October 31, 1989.

* * * * *

It was moved by Alderman Kiss, seconded by Alderman Agro, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Copps in the chair.

* * * * *

(A) CO-ORDINATING COMMITTEE - NINETEENTH REPORT.

Recorded vote on Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

* * * * *

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - SEVENTEENTH REPORT.

The recommendation of the Co-ordinating Committee on Section 3 was carried.

* * * * *

It was moved by Alderman Christopherson and seconded by Alderman Agostino.

RESOLVED: that Section 6 be amended by adding the following as Subsection (d):

"(d) That approval be subject to agreement between the parties regarding site details." - CARRIED.

* * * * *

It was moved by Alderman Christopherson and seconded by Alderman Drury.

RESOLVED: that Section 30 be referred back for full review.

YEAS: Aldermen Cooke, Kiss, Hinkley, Drury, Copps, Christopherson, Lombardo, Smith, Jackson, Murray. - 10.

NAYS: Mayor Morrow; Aldermen Agro, McCulloch, Agostino, Gallagher, Ross. - 6. CARRIED.

* * * * *

Alderman Merling declared personal interest in, took no part in the debate, and refrained from voting on Section 30 due to pending litigation.

* * * * *

(C) PARKS AND RECREATION COMMITTEE - TWENTIETH REPORT.

* * * * *

(D) PLANNING AND DEVELOPMENT COMMITTEE - TWENTY-FOURTH REPORT.

Recorded vote on Subsection (c) of Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Hinkley, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Kiss. - 1. CARRIED.

* * * * *

Recorded vote on Subsection (d) of Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Agro, McCulloch, Hinkley, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Ross, Murray. - 14.

NAYS: Alderman Kiss. - 1. CARRIED.

* * * * *

(D) PLANNING AND DEVELOPMENT COMMITTEE - TWENTY-FIFTH REPORT.

* * * * *

(E) LEGISLATION COMMITTEE - FIFTEENTH REPORT.

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Hinkley, Drury, Copps, Christopherson, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 14.

NAYS: Aldermen Kiss, Agro, Agostino. - 3. CARRIED.

* * * * *

(F) PERSONNEL COMMITTEE - SIXTEENTH REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Murray.

RESOLVED: that Subsection (c) of Section 1 be amended by adding the word "Upper" before the street names in Subsections (ii) and (iv), and by adding the word "Street" after the street names in Subsections (x) and (xi). - CARRIED.

* * * * *

(G) FINANCE COMMITTEE - SEVENTEENTH REPORT.

Recorded vote on Section 4.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Christopherson, Agostino, Lombardo, Smith, Gallagher, Ross, Murray. - 14.

NAYS: Aldermen Copps, Jackson. - 2. CARRIED.

* * * * *

(H) CITY OF HAMILTON LICENSING COMMITTEE - SIXTH REPORT.

It was moved by Alderman Christopherson and seconded by Alderman McCulloch.

RESOLVED: that Section 2 be referred back. - CARRIED.

* * * * *

(I) INFORMATION SYSTEMS COMMITTEE - EIGHTH REPORT.

* * * * *

NOTICE OF MOTION

It was moved by Alderman Hinkley and seconded by Alderman Murray.

RESOLVED: that the following Report entitled "A Proposal to Increase Committee Efficiency and Reduce Costs at City Hall", be adopted. -

"IMPLEMENTATION PROCESS

With the adoption of the above, the following direction to the administration is given:

1. That the proposal be implemented upon completion of the following:

- i) That the Management Team be directed to plan and prepare the necessary measures to re-align staff resources to service the reorganized committee structure;
 - ii) That the Procedural By-law be re-worded to address the changes; and
 - iii) That City Council meet as a Nominating Committee to determine the membership of the re-organized committee structure.
2. That the discussion respecting the C.A.O.'s office be deferred until the new Finance and Administrative Committee has operated for at least three months.

A
PROPOSAL
TO
INCREASE COMMITTEE EFFICIENCY
AND
REDUCE COSTS
AT
CITY HALL

BY
ALDERMAN BRIAN HINKLEY
OCTOBER, 1989

THIS PROPOSAL WILL:

1. ESTABLISH A FINANCE & ADMINISTRATION COMMITTEE WITH REPRESENTATION FROM EVERY WARD IN THE CITY.
2. REDUCE COSTS.
3. PROVIDE THE OPTION TO ELIMINATE THE CHIEF ADMINISTRATOR'S OFFICE.
4. REDUCE PAPER WORK.
5. REDUCE STAFF TIME AT COMMITTEES.
6. REDUCE THE NUMBER OF STANDING COMMITTEES FROM SEVEN TO FOUR.
7. REDUCE DUPLICATION AND OVERLAP OF COMMITTEE WORK.

8. STREAMLINE COMMITTEE WORK.
9. STANDARDIZE COMMITTEE SCHEDULING.
10. FREE UP TIME FOR THE MAYOR TO ATTEND TO IMPORTANT AND PRESSING MATTERS.

INTRODUCTION:

OUR PRESENT COMMITTEE STRUCTURE DEVELOPED DUE TO DECISIONS BASED UPON A POLITICAL BASIS. THE STRUCTURE IS NOT GEATED TOWARDS ACHIEVING EFFICIENCY, REDUCING COSTS, OR ASSESSING EFFECTIVENESS.

THERE CONTINUES TO BE DISCUSSION AND CONFUSION RESPECTING COMMITTEE JURISDICTION AND PROCESS. THIS CONFUSION IS A CONTRIBUTING FACTOR TOWARDS WASTING TIME, ENERGY, CREATIVITY, INITIATIVE AND TAX DOLLARS.

MAINTAINING THE FUNCTION OF THE CHIEF ADMINISTRATIVE OFFICER HAS BEEN QUESTIONED ON SEVERAL OCCASIONS. THE COST OF THIS OPERATION IS APPROXIMATELY \$163,820.00 PER YEAR, ACCORDING TO THE ESTIMATES OF THE CITY OF HAMILTON FOR THE YEAR ENDING DECEMBER 31ST, 1989.

THE STANDING COMMITTEE MEETINGS ARE A HODGE-PODGE OR SCHEDULING, DURATION AND ATTENDANCE.

THE AMOUNT OF STAFF TIME AND PAPER WORK INVOLVED IN PREPARING AGENDAS, REPORTS, MINUTES, NOTICES AND ARRANGEMENTS FOR MEETINGS IS EXPENSIVE.

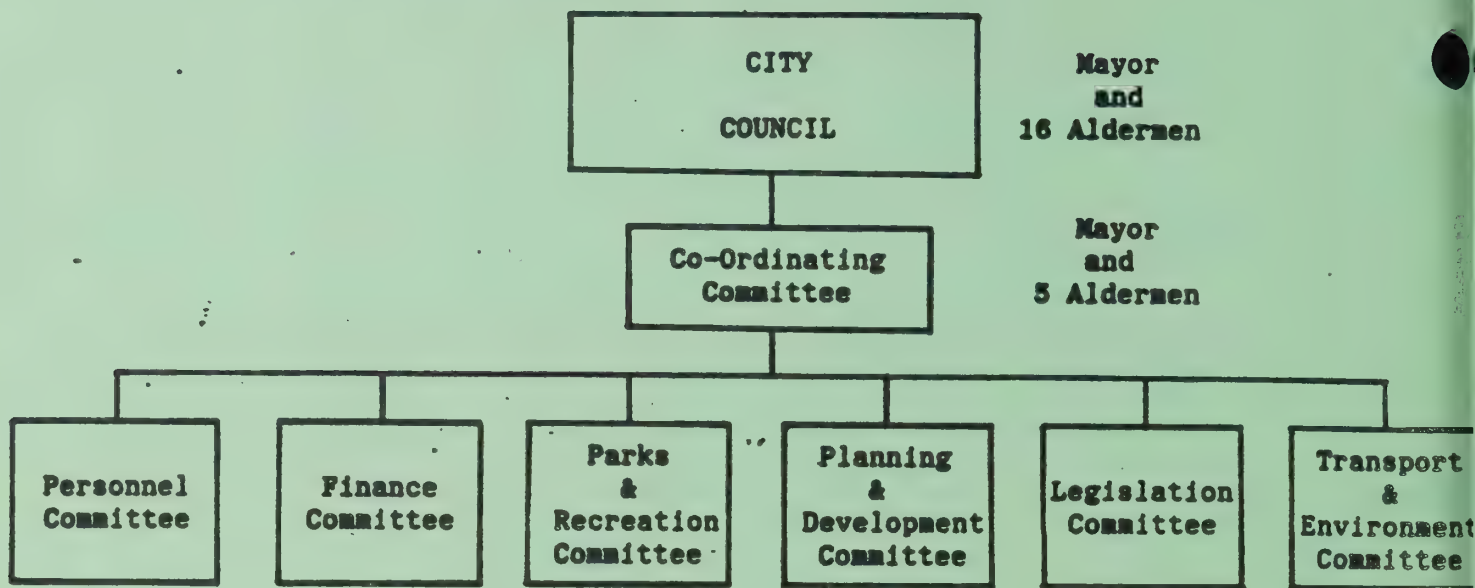
THE REQUIREMENTS FOR SENIOR STAFF TO SPEND SEVERAL HOURS AT AN EXCESSIVE NUMBER OF COMMITTEE MEETINGS IS WASTEFUL. ONE COULD EASILY SAY THAT CITY HALL OPERATES ON PAPER, COFFEE AND PEOPLE. THE MOST VALUABLE AND COSTLY ARE PEOPLE. OUR HUMAN RESOURCES DO NOT COME CHEAP ANYMORE. IT IS INCUMBENT THAT OUR MOST VALUABLE RESOURCE BE USED EFFICIENTLY.

THE CHIEF MAGISTRATE OF THE CITY OF HAMILTON HAS PRECIOUS LITTLE TIME TO SQUANDER. THE MAYOR SHOULD BE FREE TO ATTEND MEETINGS AS HIS SCHEDULE PERMITS. BY INTRODUCING GREATER SCHEDULING FLEXIBILITY, THE MAYOR WILL HAVE THE OPPORTUNITY TO FOCUS ATTENTION ON THE BIGGER PICTURE. IT IS TO THE CITY'S ADVANTAGE TO HAVE THE MAYOR FREE TO MEET WITH CABINET MINISTERS, DEVELOPERS, AND PUSHING CITY PROJECTS, RATHER THAN GETTING CAUGHT UP IN THE MINUTIA OF MINOR MATTERS SUCH AS ENCROACHMENT AGREEMENTS, ETC.

COUNCIL'S STANDING COMMITTEES HAVE DIFFERENT WORK LOADS AND DIFFERENT SCHEDULES. THESE INCONSISTENCIES CAN BE MODIFIED TO RATIONALIZE AND STANDARDIZE THEIR OPERATION.

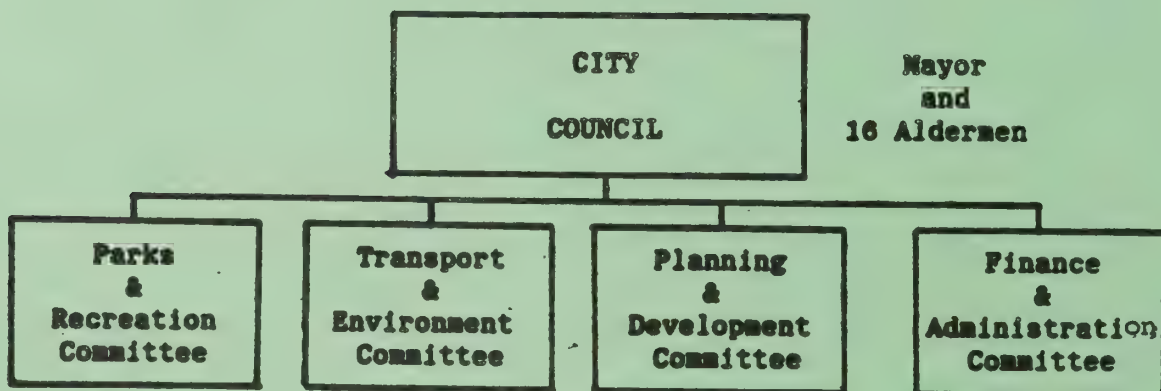
THE RECOMMENDATIONS TO FOLLOW WILL REDUCE STAFFINGS COSTS, UTILIZE OUR HUMAN RESOURCES MORE EFFICIENTLY, STREAMLINE COMMITTEE OPERATION, REDUCE PAPER WORK, SAVE TIME, REDUCE OVERLAPPING RESPONSIBILITIES, INCREASE POLITICAL CONTROL, AND RESULT IN HIGHER LEVELS OF DECISION-MAKING AT AN OVERALL LOWER COST.

PRESENT STANDING COMMITTEE STRUCTURE



8 Aldermen + Mayor (Ex-Officio) on all Committees

PROPOSED NEW STANDING COMMITTEE STRUCTURE



8 Aldermen + Mayor (Ex-Officio) on all Committees

PRESENT SYSTEM:

CO-ORDINATING COMMITTEE

THE CO-ORDINATING COMMITTEE:

- DOES NOT SUFFICIENTLY REPRESENT THE CITIZENS OF HAMILTON ON THE BASIS OF ONE ALDERMAN PER WARD.
 - OVERLAPS AND CONFLICTS WITH THE FUNCTION OF THE PERSONNEL COMMITTEE AND FINANCE COMMITTEE.
 - SHARES THE RESPONSIBILITY OF GRANTS WITH THE FINANCE AND LEGISLATION COMMITTEES.
-
-

NEW SYSTEM:

FINANCE & ADMINISTRATION COMMITTEE

THE FINANCE & ADMINISTRATION COMMITTEE:

- PROVIDES FOR AN EIGHT-MEMBER COMMITTEE WITH THE MAYOR AS EX-OFFICIO. THIS WILL PROVIDE FOR CITY-WIDE REPRESENTATION ON A WARD-BY-WARD BASIS.
 - ELIMINATE CONFLICTING RESPONSIBILITIES ON FINANCE, PERSONNEL AND THE GRANTS PROCESS.
 - THE MAYOR WILL BE IN A BETTER POSITION TO UTILIZE HIS TIME SIMILAR TO THE REGIONAL CHAIRMAN.
-
-

COMMITTEE WORKLOAD

PRESENT SYSTEM

<u>COMMITTEE</u>	<u>WORKLOAD</u>
CO-ORDINATING	LIGHT
PERSONNEL	LIGHT
LEGISLATION	MEDIUM
FINANCE	MEDIUM
PARKS AND RECREATION	MEDIUM TO HEAVY
TRANSPORT AND ENVIRONMENT	HEAVY
PLANNING AND DEVELOPMENT	HEAVY

NEW SYSTEMCOMMITTEEWORKLOAD

FINANCE AND ADMINISTRATION	HEAVY
TRANSPORT AND ENVIRONMENT	HEAVY
PLANNING AND DEVELOPMENT	HEAVY
PARKS AND RECREATION	MEDIUM TO HEAVY

SCHEDULINGPRESENT SYSTEM

<u>COMMITTEE</u>	<u>DAY</u>	<u>TIME</u>
LEGISLATION	MONDAY	9.30 A.M.
TRANSPORT AND ENVIRONMENT	MONDAY	2.00 P.M.
PARKS AND RECREATION	TUESDAY	9.30 A.M.
FINANCE	TUESDAY	2.00 P.M.
PERSONNEL	WEDNESDAY	9.30 A.M.
PLANNING AND DEVELOPMENT	WEDNESDAY	1.30 P.M.
CO-ORDINATING	THURSDAY	3.00 P.M.

NEW SYSTEM

STANDARDIZED)

<u>COMMITTEE</u>	<u>DAY</u>	<u>TIME</u>
TRANSPORT AND ENVIRONMENT	MONDAY	9.30 A.M.
PARKS AND RECREATION	TUESDAY	9.30 A.M.
PLANNING AND DEVELOPMENT	WEDNESDAY	9.30 A.M.
FINANCE AND ADMINISTRATION	THURSDAY	9.30 A.M.

RATIONALIZATION OF
COMMITTEE AND STAFF

PRESENT SYSTEM

COMMITTEE

STAFF

CO-ORDINATING	SECRETARY AND SUPPORT STAFF
TRANSPORT AND ENVIRONMENT	SECRETARY AND SUPPORT STAFF
PARKS AND RECREATION	SECRETARY AND SUPPORT STAFF
PLANNING AND DEVELOPMENT	SECRETARY AND SUPPORT STAFF
PERSONNEL	SECRETARY AND SUPPORT STAFF
FINANCE	SECRETARY AND SUPPORT STAFF
LEGISLATION	SECRETARY AND SUPPORT STAFF

NEW SYSTEM

COMMITTEE

STAFF

FINANCE AND ADMINISTRATION	SECRETARY AND SUPPORT STAFF
TRANSPORT AND ENVIRONMENT	SECRETARY AND SUPPORT STAFF
PARKS AND RECREATION	SECRETARY AND SUPPORT STAFF
PLANNING AND DEVELOPMENT	SECRETARY AND SUPPORT STAFF

THIS REORGANIZATION OF COMMITTEES AND RATIONALIZATION OF RESPONSIBILITIES AND STAFF RESOURCES SHOULD PRODUCE GREATER EFFICIENCY AT LOWER COSTS.

ELIMINATION OF
CHIEF ADMINISTRATOR'S OFFICE
(OPTIONAL)

PRESENT SYSTEM

THE CHIEF ADMINISTRATOR'S OPERATIONS HAS BEEN THE SOURCE OF CONTINUED DISCUSSION BY MEMBERS OF CITY COUNCIL. THE PROPOSAL BEING SUGGESTED PROVIDES THE OPPORTUNITY TO DISCUSS THE MERITS OF MAINTAINING THIS ENTITY.

THE COSTS OF MAINTAINING THE FUNCTION OF THE C.A.O.'S OFFICE IS APPROXIMATELY \$163,820.00 ANNUALLY, ACCORDING TO THE ESTIMATES OF THE CITY OF HAMILTON FOR THE YEAR ENDING DECEMBER 31ST, 1989.

NEW SYSTEM

THE PROPOSAL BEING SUGGESTED WILL WORK WHETHER OR NOT THE C.A.O.'S OFFICE REMAINS.

SHOULD THE C.A.O.'S OFFICE BE ELIMINATED, NOT ONLY WILL DOLLARS BE SAVED, BUT A LARGE AND IDEALLY LOCATED OFFICE SPACE WILL BECOME AVAILABLE. THE DEPARTMENT HEADS AND THE FINANCE AND ADMINISTRATIVE COMMITTEE WILL ASSUME THE DUTIES OF THE C.A.O.

COUNCIL NEED NOT ACT ON THIS RECOMMENDATION IN CONCERT WITH THE OTHERS. COUNCIL COULD MAINTAIN THE OFFICE, ELIMINATE IT, OR PHASE OUT THE OPERATION IN CONSULTATION WITH THE PRESENT C.A.O. INCUMBENT.

C O N C L U S I O N

ARE WE OPEN TO CHANGE?

THIS REPORT IS DIRECTED TOWARDS THE IMPLEMENTATION OF A MODERATE SHIFT. THIS PROPOSED COMMITTEE REORGANIZATION WILL REALLOCATE RESOURCES. THE EFFECT WILL BE A CLEAR IMPROVEMENT IN THE DECISION-MAKING PROCESS.

THE ATTAINMENT OF THE CITY'S GOALS AND OBJECTIVES WILL BE MET WITH GREATER EFFECTIVENESS AND EFFICIENCY. THE IMPROVED COMMUNICATIONS AND LOWER OVERALL COSTS WILL ALL ADD UP TO HIGHER LEVELS OF SATISFACTION.

IF THERE IS THE ENERGY TO CHANGE THE CHANNEL OF COMMUNICATIONS AND OUR REPORTING RELATIONSHIP; EVEN THE WAY WE RELATE TO ONE ANOTHER, THEN PROGRESS IS OURS."

YEAS: Aldermen Cooke, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 13.

NAYS: Mayor Morrow; Aldermen Kiss, Agostino, Lombardo. - 4. CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that Alderman D. Christopherson be appointed Acting Mayor for the month of November, 1989. - CARRIED.

* * * * *

It was moved by Alderman Kiss and seconded by Alderman Agro.

RESOLVED: that the Report of the Committee of the Whole on the above reports, as amended, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Ross, Murray. - 16.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a first time:

- A-31, A-32,
- B-118, B-119, B-120, B-121, B-122,
- D-126, D-127, D-128, D-129, D-130, D-131, D-132,
- E-6, E-7 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Copps in the chair.

- A-31, A-32,
- B-118, B-119, B-120, B-121, B-122,
- D-126, D-127, D-128, D-129, D-130, D-131, D-132,
- E-6, E-7 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17,

NAYS: 0 - CARRIED.

* * * * *

Consideration of the Bills (second reading)

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole (second reading) be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

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It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a third time:

A-31, A-32,
B-118, B-119, B-120, B-121, B-122,
D-126, D-127, D-128, D-129, D-130, D-131, D-132,
E-6, E-7 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

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City Council adjourned at 10.25 o'clock, p.m.

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REPORT OF THE CO-ORDINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Co-ordinating Committee presents its TWENTIETH Report for 1989 and respectfully recommends:

1. That approval be given for a change in name of the Keep Hamilton Clean Citizens' Committee to the Keep Hamilton Clean Committee.
2. That the cost of removing the timber tie retaining wall encroaching on the public walkway between Lynwood Road and Farmer Court and replacing it with a stone wall at an estimated gross cost of \$3 000, as authorized by City Council with the adoption of Section 7 of the SEVENTEENTH Report of the Transport and Environment Committee at its meeting held 1989 October 31, be financed from the Reserve for City's Share of Services Through Unsubdivided Lands.
3. That the cost of reconstructing sidewalks on the East side of Upper Wellington Street from Inverness Avenue to Mountville Avenue not covered by Regional contract in the gross amount of \$8 000, as authorized by City Council with the adoption of Section 17 of the SEVENTEENTH Report of the Transport and Environment Committee at its meeting held 1989 October 31, be financed from the surplus of the 1989 Reconstruction Account.
4. That the City's policy with respect to insurance coverage relative to Architectural Consultants be amended as follows:
 - (a) in connection with the retaining of Architectural Consulting Services for assignments where the value of the building Project is \$1 million or less, that the City accept the Standard Practice Policy Coverage Architects are compelled to carry through their Association, currently \$250 000 and that any additional project specific insurance not be required.

- (b) in connection with assignments allocated to Architects where the value of the building Project is greater than \$1 million that the City's current policy for insurance coverage continue to remain in force.

NOTE: Current City policy stipulates Architects shall obtain project specific insurance in the sum of \$2 million in addition to their Standard Practice Policy Coverage.

- 5. (a) That the Council of the Corporation of the City of Hamilton maintain the suspension of official delegation exchanges with China and that such suspension be reviewed in four (4) months.
- (b) That a copy of this resolution be forwarded to the Federation of Canadian Municipalities for their information.

NOTE: At its meeting on June 27, 1989 City Council agreed that the planned visit of a Chinese delegation from Ma'anshan, China which was scheduled to take place in October 1989 be suspended, and further that a review of the twinning arrangements between the City of Hamilton and Ma'anshan, China be undertaken in consultation with the Mundialization Committee and the Hamilton Chinese Community.

Meetings have been held with members of the Hamilton Mundialization Committee and representatives of the Hamilton Chinese Community and as a result the foregoing is being recommended. This position is consistent with that taken recently by the Mundialization Committee.

- 6. (a) That the City of Hamilton grant an extension from November 17, 1989 to December 21, 1989 in order to satisfy conditions (i) to (v) as contained in Section 7 of the THIRTEENTH Report of the Co-ordinating Committee adopted by City Council at its meeting held July 25, 1989.
- (b) That time is to remain of the essence and that all other terms and conditions are to remain the same.
- (c) That the Mayor and City Clerk be authorized to execute a notice to the Land Division Committee as soon as conditions (i) to (v) have been fulfilled. Such notice shall confirm that the City's conditions have been fulfilled.

NOTE: With the adoption of Section 7 of the THIRTEENTH Report of the Co-ordinating Committee, City Council at its meeting on July 25, 1989 approved the following:

(a) That the City of Hamilton support severance application H-173-88 by 52 James Street South Limited subject to the severance being conditional upon the following:

- (i) That a site plan for the historic Bank of Montreal and the proposed Seniors Apartment/Hotel complex (on the parking lot beside the historic Bank building) be completed, approved by the City of Hamilton and registered. The said site plan must include provision for an interior pedestrian linkage between the historic Bank building and the proposed apartment/hotel building.
- (ii) That all zoning changes required for the approved site plan be completed (O.M.B. Approval).
- (iii) That the applicant prior to the granting of the severance and in any event not later than September 15, 1989 enter into and register an amending agreement with the City to substitute the Seniors Apartment/Hotel complex development proposal in place of the original office proposal as required by Council on February 14, 1989 and that such agreement include the applicant's covenant to complete the restoration referred to in Item (v) in any event not later than November 17, 1989. Such agreement to state that time is to remain of the essence and that all other terms and conditions are to continue.
- (iv) That all Realty Taxes be paid up to date prior to the granting of the severance.
- (v) That restoration of the historic Bank of Montreal by the applicant as outlined in its development proposal (attached to Deed Number 438826 C.D.) be completed satisfactory to the Ontario Heritage Foundation and to The Corporation of the City of Hamilton prior to the granting of the severance and, in any event, not later than November 17, 1989.

With respect to condition (v) The Heritage Foundation rights are protected through a registered Heritage Easement. Therefore, it is recommended that upon the completion of the exterior renovations, the severance be permitted.

7. (a) Bill A-33

A By-law to Confirm the Proceedings of the
Council of the Corporation of the City of
Hamilton.

RESPECTFULLY SUBMITTED

MAYOR R. M. MORROW
CHAIRMAN
CO-ORDINATING COMMITTEE

J. J. Schatz
Secretary
1989 November 09

/bc

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its EIGHTEENTH Report for 1989 and respectfully recommends:

1. (a) That the City accept title to Parts 1, 2, 4 and 5 shown on Plan 62R-9687 and Part 1 on Plan 62R-9651 from the Region of Hamilton-Wentworth.
- (b) That upon registration of the Region's plan of subdivision, Hamilton Mountain Industrial Park No. 2, the City Solicitor be authorized and directed to prepare a by-law to incorporate Parts 1 and 5 on Plan 62R-9687, and Part 1 of Plan 62R-9651 into the road allowance of Dartnall Road.
- (c) That the Commissioner of Engineering be authorized to construct Dartnall Road from Rymal to approximately 500 m southerly at a total estimated cost of \$367 000 provided the Region pays for one-half the cost (\$183 500), as the Region is the owner or has an interest in the abutting properties on the east side of the road. (The City's share will be 100% recoverable at the time of development of the lands to the west).
- (d) That the Co-ordinating Committee be requested to recommend the method of financing the cost of the work.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT
THE CITY'S SHARE OF SERVICES IN THE GROSS
AMOUNT OF \$183 500 BE FINANCED FROM THE
RESERVE FOR CAPITAL PROJECTS.

2. That the Mayor and City Clerk be authorized and directed to execute the "Quit Claim" documents for the release of the access easement known as Part 2, Plan 62R-10287, over Part of lots 3, 4, 5, 25, 26, 27, 28, 29 and 30, Plan 62M-618, as the access easement is no longer required.
3. That the Mayor and City Clerk be authorized and directed to execute the "Quit Claim" documents for the release of a storm water drainage swale which is registered against Lots 49, 50, and 63, Plan 62M-465, as the agreement is no longer required to be registered against these lands.

4. That the applications for Inadvertent Encroachment Agreements as outlined on Schedule "A", appended hereto, be approved during the pleasure of Council provided:
 - (a) That the owners enter into agreements satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
 - (b) That the Mayor, and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.
 - (c) That a first year fee and a subsequent annual fee as determined in schedule "A" be set for this privilege.
5.
 - (a) That a taxi stand be implemented on the north side of Rebecca Street commencing at a point 108 feet east of Ferguson Avenue North and extending to a point 55 feet easterly therefrom; and
 - (b) That City Traffic By-law 89-72 be amended accordingly.
6.
 - (a) That stopping be prohibited on the north side of Crockett Street between East 35th Street and a point 50 feet easterly therefrom; and
 - (b) That City Traffic By-law 89-72 be amended accordingly.
7.
 - (a) That the existing residential boulevard parking agreement registered as Instrument No. 497578 C.D. to the property at No. 113 Cannon Street East be discharged; and
 - (b) That the owner of the property be re-imbursed the \$20 registration fee (from Account No. CH 55428 75001) and the \$10 insurance fee (from Account No. CH 48001 75920) and that the City assume the fee to discharge the agreement (approximately \$20 from Account No. CH 55428 75001); and
 - (c) That the owner of the property be re-imbursed in the amount of \$170 (from Account No. CH 55428 75001) to cover the cost of the private legal fees; and
 - (d) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.

8. (a) That a permit parking regulation be implemented on the east side of John Street North, commencing at a point 114 feet south of Burlington Street east and extending to a point 22 feet southerly therefrom; and
(b) That the Director of Traffic Services be authorized to issue one parking permit to Mrs. Pam Cayuga, 514 John Street North, and
(c) That City Traffic By-law 89-72 be amended accordingly.
9. (a) That a "School Bus Loading Zone, 7:00 a.m. - 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Abbington Drive commencing at a point 147 feet south of Clifton Downs Road and extending to a point 40 feet southerly therefrom, and
(b) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Forest Avenue commencing at a point 80 feet east of Walnut Street South and extending to a point 40 feet easterly therefrom; and
(c) That City Traffic By-law 89-72 be amended accordingly.
10. (a) That the existing parking prohibition on the south side of Glen Road between Bond Street and a point 67 feet west of Longwood Road be extended to Longwood Road; and
(b) That the existing "two hour parking time limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the south side of Delmar Drive between Columbia Drive and Cambria Court, be replaced with a "one hour parking time limit, 9:00 a.m. to 8:00 p.m. Monday to Friday" regulation; and
(c) That City Traffic By-law 89-72 be amended accordingly.
11. (a) That a parking prohibition be implemented on the south side of Violet Drive, commencing at Grandville Avenue and extending to a point 50 feet easterly therefrom; and
(b) That City Traffic By-law 89-72 be amended accordingly.
12. (a) That a three-way stop control be implemented at the intersection of Emerald Street North and Robert Street.
(b) That a four-way stop control be implemented at the intersection of Ashley Street and King William Street.

- (c) That a four-way stop control be implemented at the intersection of East 27th Street and Halam Avenue.
 - (d) That City Traffic By-law 89-72 be amended accordingly.
13. (a) i. That the City Solicitor be authorized to make an application to a District Court Judge under Section 82 of the Registry Act R.S.O. 1980 for an order to stop-up, close and sell the unopened Road Allowance on the West Side of Owen Place between Nos. 41 and 49 Owen Place.
- ii. That the Commissioner of Engineering be authorized and directed to sign an affidavit setting out that no public funds have been expended on the road allowance to be closed.
- iii. That the City register a reference plan number under the Registry Act, said plan to be prepared by the Regional Surveyor, and to delineate the manner in which the closed portion is to be distributed among the abutting owner(s).
- iv. That the Commissioner of Engineering be authorized to make application to the Regional Municipality of Hamilton-Wentworth, for approval for the proposed closing pursuant to Section 48 of the Regional Municipality of Hamilton Wentworth Act.

Provided the Judge's Order to close the highway is granted:

- (b) i. That the City Solicitor be authorized to prepare a sewer and water service easement agreement of 7.92m adjacent to the north limit of the closure for the purpose of St. Joseph's Ambulatory Care Service.
- ii. That the City Solicitor be directed to prepare a by-law for the sale of the closed road allowance to the abutting owners.
- iii. That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners subject to the 7.92m easement granted to St. Joseph's Ambulatory Care Service.
- iv. That the City Clerk be directed to publish a notice pursuant to Section 301 of the Municipal Act R.S.O. 1980 of the City's intention to pass the by-laws.

14. (a) That the City pay the Board of Education the market value of the land for Part 6 of 62R-9868, being one half of DiCenzo Drive (0.13608 ha) in the amount of \$34 020 at the time that the Board accepts title to the adjacent lands, namely Part 4 of 62R-9868.
- (b) That concurrently with item (a), the Board of Education pay to the City an amount equal to the Local Improvement Act charges for the services in the said one half of DiCenzo Drive, which amount is:
- | | | |
|--------------------|---------------|-------------------|
| Sidewalk and Curbs | 112 m @ \$131 | = \$14 672 |
| Roadway | 112 m @ \$221 | = <u>\$24 752</u> |
| | | TOTAL = \$39 424 |
- (c) That concurrently with item (a), the City pay DiCenzo Construction one half of the City service cost in the portion of DiCenzo Drive being Part 6 of 62R-9868, which amount is \$31 609.
- (d) That the Co-ordinating Committee be requested to recommend the method of financing.

THE CO-ORDINATING COMMITTEE RECOMMENDS:

- (a) THAT THE PAYMENT TO THE BOARD OF EDUCATION BY THE CITY FOR THE MARKET VALUE OF ONE-HALF OF DICENZO DRIVE, IN THE AMOUNT OF \$34 020 BE FINANCED FROM THE RESERVE FOR PROPERTY PURCHASES.
- (b) THAT THE CITY'S SHARE OF SERVICES TO BE INSTALLED IN "RYCKMAN'S NEIGHBOURHOOD PLAN - DICENZO DRIVE", IN THE GROSS AMOUNT OF \$31 609, BE FINANCED FROM THE RESERVE FOR CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS.

15. That leave be granted to introduce the following Bills:

- (a) B-123 By-law to Amend By-law 89-72 to Regulate Traffic
- (b) B-124 By-law to Amend By-law 89-72 to Regulate Traffic.

RESPECTFULLY SUBMITTED,

Robert C. Prowse,
Secretary

ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

1989 November 06

<u>Address/Location</u>	<u>Type of Encroachment</u>	<u>Owner</u>	<u>Solicitor/Agent Address</u>	<u>Fees 1st Year/Annual</u>	<u>File No.</u>
208 Sherman Ave. N./ Clinton Street	Steps 7.42' X 5.23' Conc. Wall (3) 6.93' X 6.58' 6.28' X 8.51' 6.35' X 10.45'	Mr. Gaetano D'Alessio Mr. Carlo D'Alessio	Rosenblood, Renaud, Spitale Barristers and Solicitors 20 Hughson Street South Suite 1008 Hamilton, Ontario L8N 2A1 Att: Mr. C. Spitale	\$26.00 - \$20.00	T103-50(765)
80 Pottruff Rd./ Pottruff Rd.	Conc. Stoop 3.20' X 6.38' Steps 4.80' X 3.20'	Messrs. Howell and Howell	Lowe, Arsenault Barristers and Solicitors 804-20 Hughson St. South Hamilton, Ontario L8N 2A1 Att: J. F. Arsenault	\$105.00 - \$20.00	T103-50(772)
66 Burton Street/ Emerald St. North	Building 45' X 0.9'	Mr. Roger Crowder Mr. Micheal Murray	Ralfe, Green, Germann & Forsyth Barristers and Solicitors P.O. Box 400 411 Guelph Line Burlington, Ontario. L7R 3Y3 Att: Mr. G. Germann	\$105.00 - \$20.00	T103-50(787)
55 Mary Street North/ Rebecca St. & Mary St.	Building 4.31' X 8.0' Building 1.54' X 3.0' Wall 0.22' OVER Wall 5.5' X 1.07'		Burns, Vasan, Christmas, McLeod, Cimba Barristers and Solicitors Stelco Tower P.O. Box 987 100 King Street West Suite 1200 Hamilton, Ontario. L8N 4B7 Att: Mr. J. Scott	\$105.00 - \$20.00	T103-50(757)
567 Mary Street North/ Mary Street North	Building 16.11' X 0.80' Porch 16.11' X 6.32'		Stancer, Sidenberg Barristers and Solicitors 290 Lawrence Avenue West Toronto, Ontario M5M 1B3 Att: Mr. R. Stancer	\$105.00 - \$20.00	T103-50(807)

57 Florence Street/ Florence Street	Steps 3.76' X 2.6'	Mr. Matthew Baxter Ms. Deborah Ruda	Byne, Martin & Bedford Barristers and Solicitors 66 John Street South Hamilton, Ontario. L8N 2C4 Att: Mr. B. Bedford	\$105.00 - \$20.00	T103-50(814)
194 John Street North/ Robert Street	Building 3.0' X 1.54' Building 40.70' X 0.88'	Ms. Carole Zmenak	Orbach, Katzman & Herschorn Barristers and Solicitors 417 Parliament Street Toronto, Ontario M5A 3A1 Att: Mr. H. Katzman	\$26.00 - \$20.00	T103-50(813)
206 Wellington St. S./ Wellington Street	Veranda 25.50' X 1.2'	Mr. Fred Hall Ms. Margaret Harrison	Drew E. Horlacher Barrister, Solicitors, Notary Public 75 Young Street Hamilton, Ontario L8N 1V4 Att: Drew Horlacher	\$105.00 - \$20.00	T103-50(790)
27 Glendale Avenue/ Glendale Avenue	Steps 4' X 2'	Mr. Paul Bell Ms. Darlene Bell	Burns, Vasan, Christmas, McLeod, Cimba Barristers and Solicitors Stelco Tower P.O. Box 987 Suite 1200 100 King Street West Hamilton, Ontario. L8H 4B7 Att: Mr. J. Scott	\$105.00 - \$20.00	T103-50(729)
315 York Boulevard/ York Boulevard	Building 76.88' X 0.37'	Ashenhurst Nouwens & Associates Ltd.	Ross and McBride Barristers and Solicitors 10th-11th Floors Commerce Place 1 King Street West P.O. Box 907 Hamilton, Ontario. L8N 3P6 Att: Mr. R. L. Robinson	\$109.00	T103-50(760)

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its TWENTY-FIRST Report for 1989 and respectfully recommends:

1.
 - (a) That the redevelopment of Sam Lawrence Park be commenced from the centre of the park, progressing westerly and finishing at the easterly end of the park.
 - (b) That the construction of the proposed pedestrian bridge be considered in the fourth year of the project.
 - (c) That at the end of each development year, the project be brought back before the public for review and input.
2.
 - (a) That the City of Hamilton renew the lease with the Provincial Council for Ontario, The Boy Scouts of Canada which expired November 30, 1988.
 - (b) That the new term commence December 01, 1988 and expire November 30, 1989 for an annual rent of \$150.
 - (c) That Council also approve a lease renewal for the period December 01, 1989 to November 30, 1990 at an annual rental of \$175.
 - (d) That the Mayor and City Clerk be authorized to execute the renewal agreement prepared by the City Solicitor.
 - (e) That the Director of Property be authorized to renew this lease annually assuming the property is not required for municipal purposes.
3.
 - (a) That the City of Hamilton renew the lease with the Hamilton Bay Sailing Club which expired November 30, 1988.
 - (b) That the new term commence December 01, 1988 and expire November 30, 1989 for an annual rent of \$300.
 - (c) That Council also approve a lease renewal for the period December 01, 1989 to November 30, 1990 at an annual rental of \$350.
 - (d) That the Mayor and City Clerk be authorized to execute the renewal agreement prepared by the City Solicitor.

- (e) That the Director of Property be authorized to renew this lease annually assuming the property is not required for municipal purposes.

- 4. (a) That an Agreement by Owner to Accept Compensation for the purchase of 117 West Avenue South, executed by William Alford Spera and Harold MacKenzie Spera on October 12, 1989 and scheduled for closing on or before November 17, 1989, be approved and completed.

NOTE: This property which is required in connection with the development of Carter Park (Stinson Neighbourhood Park) has a frontage of 8.702 metres (28.54 feet) along the easterly limits of West Avenue South by a depth of 27.978 metres/28.0966 metres (91.79 feet/92.18 feet) having an area of 243.9 square metres (2,625 square feet) and more particularly described as Part 1 on Expropriation Plan 479788 C.D. The purchase price of \$107 867.10 in accordance with Schedule "A" is to be charged to Account No. CF 5590 628650008. Demolition is to take place upon closing.

- (b) That approval be given to authorize the City Solicitor to apply to the Court for Orders to obtain possession of the property known municipally as 117 West Avenue South, which was expropriated by Expropriation Plan 479788 C.D. on October 19, 1988.

NOTE: Notice of Possession required possession of this property to be turned over to the City on September 8, 1989 and to date possession has not been received.

- 5. (a) That Street Level Media Inc., Unionville, be awarded the contract for the Service and Maintenance of Rink Board Advertising at various arenas at a rate of \$500 per panel, in accordance with the proposal issued by the Manager of Purchasing and Vendor's submission, for the term of 3 years with an option in favour of City to renew for one (1) two year term.
- (b) That a contract be entered into satisfactory to the City Solicitor.
- 6. (a) That a purchase order be issued to the Institute of Environmental Research, Willowdale, in the amount of \$46 400 to conduct a Feasibility Study for a Senior Citizens' Centre in accordance with specifications issued by the Manager of Purchasing and Vendor's Proposal.

- (b) That a contract be entered into satisfactory to the City Solicitor.

NOTE: Lowest of five (5) proposals received. Funds provided in Seniors Recreational Needs Study Account No. CF 5456 708941001.

7. (a) That Linum (A.B.) Canada Inc., Chambly, Quebec, be awarded the concession to service and maintain skate sharpening machines at various arenas for a two (2) year period in accordance with specifications issued by the Manager of Purchasing and Vendor's Proposal.

- (b) That a contract be entered into satisfactory to the City Solicitor.

NOTE: This is the better of two (2) proposals received. The amount to be paid to the City of Hamilton is 20% of the Gross Receipts.

8. (a) That the project for the "Floodlighting of two ball fields at Globe Park" be amended to include a third ball field, and

- (b) That the City Solicitor be directed to request the Ontario Municipal Board to amend the scope of this project from two fields to three fields, and

- (c) That the Ministry of Tourism and Recreation be requested to amend the scope of their Grant approval to include a third ball field.

9. (a) That the Culture and Recreation Department, in accordance with the Information Systems Committee Report to Council on October 31, be authorized to obtain 34 additional computer workstations.

- (b) That the estimated leasing cost of \$4 420 for an estimated one month in 1989 be funded from overall savings in the Department's salary and wage accounts due to temporary vacancies resulting from staff promotions and re-allocations.

- (c) That the estimated annual leasing costs of \$53 040 be placed in the 1990 budget of this Department and an equal offsetting amount be shown as a reduction of staffing costs accounts or other accounts where off-setting savings can be demonstrated.

10. (a) That approval be given to the allocation of funds, in accordance with the policy, as approved by City Council and amended July 18, 1989, for the purchase and installation of playlot equipment for the following project:

Corktown-Stinson: - \$5 500

- (b) That the Co-ordinating Committee be requested to recommend the method of financing for this project.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT
THE PURCHASE AND INSTALLATION OF METAL PLAYLOT
EQUIPMENT IN THE GROSS AMOUNT OF \$5 500 BE
FINANCED FROM THE RESERVE FOR ACQUISITION OF
PROPERTIES UNDER THE PLANNING ACT (5% PARKS FUND).

NOTE: This project will assist the Corktown Stinson Community Improvement Project which has the responsibility and authority to assemble the parkland. This equipment will be placed at Carter Park.

11. (a) That the release of balloons at Hamilton Civic Events and Festivals be prohibited.
- (b) That the Department of Environment of the Government of Canada be petitioned to enact legislation to support a national policy, opposing the release of balloons.
12. (a) That Mr. Alan Oddy be the recipient of the 1989 Hamilton Arts Award administered by the Arts Advisory Sub-Committee.
- (b) That the annual Hamilton Arts Award grant in the amount of \$500 be awarded to Mr. Oddy at a reception to be held on 1989 November 22.
13. That City Council indicate to the Premier of the Province of Ontario and the Minister of Culture and Communications that the City of Hamilton supports the Ontario Arts Council's Five Year Strategic Plan entitled "Moving Forward", and further supports the Ontario Arts Council's request for increased Provincial funding.
14. (a) That Alderman William McCulloch be authorized to officially represent Mayor Robert Morrow in the delegation travelling to Moscow and Uzhgorod, U.S.S.R. as part of Fitness Canada's Fit Trek, November 18-26, 1989.
- (b) That Travel and per diem expenses be charged to the Legislative Travel Account No. CH 55202 10010.

RESPECTFULLY SUBMITTED,

Robert C. Prowse,
Secretary

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

1989 November 07

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REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its TWENTY-SIXTH Report for 1989 and respectfully recommends:

1. That the Building Commissioner BE AUTHORIZED to issue demolition permits for the following properties:
 - (a) 8 McKinstry
 - (b) 223 Ferrie Street East
 - (c) 1780 Main Street West
 - (d) 1790 Main Street West
 - (e) 1796 Main Street West
 - (f) 1808 Main Street West
 - (g) 695 Rymal Road East
 - (h) 69 Rymal Road East.
 - (i) 75 Rymal Road East.
 - (j) 227 Stone Church Road East.
2. (a) That the Building Department, in conjunction with Information Systems, BE AUTHORIZED to obtain 15 additional computer workstations.
- (b) That the estimated leasing cost of \$2,250. for a possible one month in 1989 BE FUNDED from overall savings in the Building Department in the salary accounts due to delayed hiring.
- (c) That the estimated annual leasing costs of \$27,000. BE PLACED in the 1990 budget of the Building Department and an equal offsetting amount be shown as a reduction to staffing costs accounts or other accounts where a saving can be demonstrated due to productivity improvements.

NOTE: No additional funds are requested for 1989 due to a savings in the Building Department's accounts.

The annualized costs of this equipment will be provided by reducing the 1990 budget request for staffing costs or other cost savings due to productivity improvements by at least as much as the equipment lease costs for the year.

3. (a) That funds **BE MADE AVAILABLE** from the Commercial Improvement Programme to assist with the implementation of a wall mural program in all of the B.I.A.'s; and,
- (b) That 50% of the costs **BE COVERED** under the Commercial Improvement Programme to a maximum of five thousand dollars (\$5,000.) for each mural; and,
- (c) That the remaining 50% **BE FUNDED** by the B.I.A. or its corporate sponsors, the property owner and/or the Commercial Facade Loan Programme if a property owner is eligible for funding.

NOTE: Each mural application will be eligible for matching funding through the Commercial Improvement Programme to a maximum of five thousand dollars (\$5,000.). Also, the remaining 50% will be eligible under the terms and conditions of the Commercial Facade Loan Programme if the property owner wishes to make application.

4. (a) That the Community Development Department, in conjunction with Information Systems, **BE AUTHORIZED** to obtain two (2) additional computer workstations;
- (b) That the estimated leasing cost of \$300. for a possible one month in 1989 **BE FUNDED** from overall savings in the Community Development Department in the salary 51000 40001 accounts due to not filling temporary help.
- (c) That the estimated annual leasing costs of \$3,600. **BE PLACED** in the 1990 budget of the Community Development Department and an equal offsetting amount be shown as a reduction to staffing costs accounts.

NOTE: No additional funds are requested for 1989 due to a savings in the Department's accounts.

The annualized costs of this equipment will be provided by reducing the 1990 budget for staffing costs, or other cost savings due to productivity improvements, by as much as the equipment lease costs for the year.

5. That the City of Hamilton **ACCEPT** the sum of \$16,770. as cash payment in lieu of 5% dedication in connection with "Wentwal Estates", Hamilton, this being the cash requirement under Section 50 of the Planning Act.

NOTE: These lands are located west of Upper Wentworth Street and north of Rymal Road in the Barnstown Neighbourhood, Hamilton.

6. That Alderman H. Merling and Alderman F. Lombardo BE APPOINTED to serve on the Committee of Adjustment for a one year term expiring on 1990 November 30.
7. (a) That the Regional Municipality of Hamilton-Wentworth BE NOTIFIED that Proposed Amendment No. 45 to the Hamilton-Wentworth Official Plan does not conflict with the planning intentions of the City of Hamilton; and,
- (b) That the City Clerk BE DIRECTED to inform the Regional Municipality of Hamilton-Wentworth regarding (a) above.

NOTE: The Regional Municipality of Hamilton-Wentworth has requested the City's comments on proposed Amendment No. 45 to the Hamilton-Wentworth Official Plan. The purpose of the proposed Amendment is to allow the sale of motor vehicles on a 0.718 hectare (1.775 acre) site, located on the north-east corner of Twenty Road East and Highway No. 6 in the Township of Glanbrook.

8. (a) That the Main Street West concept contained in the Planning and Development Department Report entitled "City Entrance - Main Street West", BE ACCEPTED, and;
- (b) That the Planning and Development Department INCLUDES in its 1990 Work Program, Land Use and Neighbourhood Planning studies of the Main Street West corridor and the adjacent areas, and;
- (c) That Main Street West, from the East side of Locke Street to the west side of Queen Street, become the first phase of the implementation schedule since the Community Development Department has already established a Business Improvement Area (B.I.A.) on this section of Main Street West, and;
- (d) That the Planning and Development Department BE DIRECTED to study:
- (i) "Opportunities for improvement of the visual environment of Hwy. 403 from the City limits to the Main Street West exit"; and
 - (ii) "Opportunities for improvement of Main Street West from Queen Street to Victoria Street".

NOTE: The "City Entrance - Main Street West" Report presents an Urban Design Analysis and a plan of action. The whole corridor, i.e., from the Main Street West exit on Hwy. 403 to Queen Street, is divided into nine areas. A list of priorities would determine the sequence of private and public actions and initiatives, as described in the implementation strategy at the end of the report.

Copies of the Report are available from the Committee Secretary upon request.

9. (a) That streetscaping improvements to Main Street West, from Locke to Queen Streets, as prepared and presented by Basciano-O'Connor Landscape Architects Ltd., BE APPROVED at a total estimated gross cost of five hundred and eight thousand dollars (\$508,000.). (approximately 25% of these costs will be offset by the Regional Engineering Road and Sidewalk Reconstruction Budget and the Hamilton Hydro Electric Systems' Budget); and,

- (b) That Commercial Improvement Programme funds BE UTILIZED for the City's portion of this project at an estimate of three hundred and seventy-five thousand dollars (\$375,000.) including contingencies.

NOTE: Regional Engineering and Hamilton Hydro Electric Systems' costs are estimated at one hundred and ten thousand dollars (\$110,000.) and thirty-six thousand dollars (\$36,000.) respectively, for above-grade improvements.

- (c) That the Community Development Department, with the input of the B.I.A. and other neighbourhood and business groups, the Urban Design Committee, the Planning Department and other appropriate departments, DEVELOP a list of priorities, a schedule of implementation of the remaining phases of Main Street West from Highway 403 to Queen Street, and method of financing.

NOTE: Of the 2.5 million dollars originally approved under the Commercial Improvement Programme, approximately nine hundred and six thousand dollars (\$906,000.) has been expended or committed. Therefore, there are sufficient funds available for the Main Street West Project.

10. That APPROVAL be given to Zoning Application 89-39, Mrs. Frances Marchetti, owner, for a modification to the established "C" (Urban Protected Residential, etc.) District regulations to permit a hairdressing business as a home occupation use, for property located at 404 Cochrane Road South, as shown on the attached plan marked as Appendix "A", on the following basis:

- (a) That the "C" (Urban Protected Residential, etc.) District regulations as contained in Section 9 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

- (i) That notwithstanding paragraphs (f) and (h) of Section 2(2)H.(iii), hairdressing shall be permitted as a home occupation on the following basis:

1. It is carried on by not more than one hairdresser having a principal and permanent place of residence on the premises; and,
 2. There is not more than one comb-out centre and one styling sink.
- (b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1148, and that the subject lands on Zoning District Map E-76 be notated S-1148;
- (c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-76 for presentation to City Council;
- (d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of this By-law is to provide for a modification to the established "C" (Urban Protected Residential, etc.) District regulations applicable to property located at 404 Cochrane Road South.

The effect of the By-law is to permit a hairdressing business as a home occupation use, for one hairdresser who resides on the premises as their principal place of residence.

11. That Zoning Application 89-65, Diton Construction, prospective owner, requesting a modification to the "C" (Urban Protected Residential, etc.) District, to permit the construction of a 3 storey residential care facility (retirement home) for the accommodation of 48 residents, for the property located at 843 Mohawk Road East, as shown on the attached map marked as Appendix "B", BE DENIED for the following reasons:
- (a) The proposed development is out of character in terms of height, bulk and density with the established development pattern of single-family dwellings.
- (b) It represents an intrusion of an institutional type use into a stable single-family residential area: Under the "C" District regulations, the capacity of a residential care facility is restricted to 6 residents. The proposed facility would have 48 residents which is 8 times the permitted maximum;
- (c) It conflicts with the intent of the Official Plan; and,
- (d) Approval of the application may encourage other similar applications which, if approved, would undermine the intent and purpose of the Residential Care Facilities By-law.

12. (A) That APPROVAL be given to Zoning Application 89-75, Bethel Gospel Tabernacle Church, prospective owner, requesting a modification to the established "AA" (Agricultural) District regulations to permit a day nursery for a maximum of 125 children within the existing church building, for property located at 1355 Upper Wellington Street, as shown on the attached map marked as Appendix "C", on the following basis:

(a) That the "AA" (Agricultural) District regulations as contained in Section 7A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special provisions:

(i) That notwithstanding Section 7A(1) of Zoning By-law No. 6593, a day nursery for a maximum of 125 children shall be permitted only within the existing church building;

(ii) That notwithstanding Section 18A(1) of Zoning By-law No. 6593, a minimum of 21 parking spaces shall be provided for the day nursery;

(b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1149, and that the subject lands on Zoning District Map E-18C be notated S-1149;

(c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-18C for presentation to City Council; and,

(d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

(B) That the amending By-law NOT BE PASSED by Council, until the applicant has dedicated sufficient lands to the Region for the widening of Upper Wellington Street, to the satisfaction of the Commissioner of Regional Engineering.

NOTE: The purpose of the proposed By-law is to provide for a modification in zoning to the established "AA" (Agricultural) District regulations for property located at 1355 Upper Wellington Street.

The effect of the proposed By-law is to permit a day nursery for a maximum of 125 children within the existing church building. The By-law also provides for 21 parking spaces for the use of the day nursery.

13. That APPROVAL be given to an amended Zoning Application 89-60, Carter Welding Supplies Ltd., owner, for a further modification to the established "J" (Light and Limited Heavy Industry, etc.) District regulations for property located at 186 Hunter Street East, as shown on the attached map marked as Appendix "D", on the following basis:

(a) That the "J" (Light and Limited Heavy Industry, etc.) District regulations as contained in Section 16 of Zoning By-law No. 6593 as amended by By-law 75-136, applicable to the subject lands, be further modified to include the following variances as special provisions:

(i) That notwithstanding Section 16.(1) of By-law No. 6593 the following additional uses shall be permitted within the existing building:

- (1.) A business and professional persons office;
- (2.) A retail variety store;
- (3.) A wholesale establishment;
- (4.) A warehouse;
- (5.) A food catering or food distribution business;

(b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-409b, and that the subject lands on Zoning District Map E-5 be notated S-409b;

(c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-5 for presentation to City Council;

(d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of this By-law is to further modify the established "J" (Light and Limited Heavy Industry, etc.) District regulations applicable to property located at 186 Hunter Street East.

The effect of the By-law is to permit the following additional uses within the existing building:

- (a) A business and professional persons office;
- (b) A retail variety store;
- (c) A wholesale establishment;
- (d) A warehouse;
- (e) A food catering or food distribution business.

14. That Zoning Application 89-58, Graham O'Donnell - Golden Chest Inc., owner, requesting a change in zoning from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District, modified to permit conversion of the existing dwelling to permit the sale, display and manufacture of jewellery and an accessory office use, for property located at 585 Mohawk Road West, as shown on the attached map marked as Appendix "E", BE DENIED for the following reasons:
- (a) The proposal does not comply with the intent of the "Residential" designation of the Official Plan.
 - (b) The proposal does not comply with the intent of approved Gilbert Neighbourhood Plan which designates the subject lands for "Single and Double Residential" use.
 - (c) The proposal represents an undesirable intrusion of a commercial use into an established residential area.
 - (d) Approval of the application may encourage other similar applications which, if approved, would undermine the established residential character of the area, and the intent of the Official Plan and the approved Gilbert Neighbourhood Plan.
 - (e) It would undermine the viability of established and designated commercial lands in this area.
15. (A) That APPROVAL be given to Official Plan Amendment No. 82 to redesignate property located at the northwest corner of Limeridge Road East and Upper Gage Avenue, as shown on the attached map marked as Appendix "F", from "Residential" to "Commercial", and the City Solicitor be directed to prepare a By-law to amend the Official Plan for submission to the Regional Municipality of Hamilton-Wentworth.
- (B) That APPROVAL be given to amended Zoning Application 89-79, Edward Powell, prospective owner, requesting a change in zoning from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District, modified to permit a funeral home and one accessory dwelling unit, for property located at the northwest corner of Limeridge Road East and Upper Gage Avenue, as shown on the attached map marked as Appendix "F", on the following basis:
- (a) That the subject land be rezoned from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District;

- (b) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
 - (i) That notwithstanding Section 14A(1) of Zoning By-law No. 6593 only a funeral home and one accessory dwelling unit shall be permitted.
- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1150, and that the subject lands on Zoning District Maps E-38A and E-38B be notated S-1150;
- (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-38A and E-38B for presentation to City Council;
- (e) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon the approval of Official Plan Amendment No. 82 by the Regional Municipality of Hamilton-Wentworth; and,
- (f) That the Lawfield Neighbourhood Plan be amended by redesignating the subject lands from "Low Density Apartments" to "Commercial".

NOTE: The purpose of the By-law is to provide for a change in zoning from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District modified, for property located at the northwest corner of Limeridge Road East and Upper Gage Avenue.

The effect of the By-law is to permit development of the subject lands for a funeral home and one accessory dwelling unit.

- 16. That the proposed Chapple East Neighbourhood Plan attached herewith and marked **Appendix "G"**, and the Chapple West Neighbourhood Plan attached herewith and marked **Appendix "H"**, **BE ADOPTED** by Council.
- 17. (A) That **APPROVAL** be given to Subdivision Application 88-23, Rymal Gardens Inc., owner, to establish a draft plan of subdivision south of Rymal Road East and north of the Ontario Hydro Power Commission right-of-way, subject to the following conditions:
 - (a) That this approval apply to the plan prepared by Sidney W. Woods Engineering Inc., dated 1989 August 4, revised by changing the commercial blocks to multiple housing development.

- (b) That the streets and the widening, Blocks "103" and "104" be dedicated as public highways and Block "113" be dedicated as a public walkway on the final plan.
- (c) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
- (d) That the final plan conform with the Zoning By-law approved under The Planning Act.
- (e) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
- (f) That the owner convey 5% of the land included in this plan of subdivision and a cash-in-lieu of land payment to the City of Hamilton for park purposes, said conveyance to comprise of Block "98".
- (g) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.
- (h) That Blocks "105" to "112", the 0.3m reserves be conveyed to the City of Hamilton.
- (i) That the extension of Upper Wentworth Street south of Rymal Road align centreline to centreline with the existing Upper Wentworth Street north of Rymal Road and that Street "B" must align centreline to centreline at both sides of Upper Wentworth Street.
- (j) That the owner provide a 3.048m widening on the south side of Rymal Road in order to establish Rymal Road to a width of 18.29m from the original centreline.
- (k) That 12m x 12m daylight triangles be established at the intersection of Rymal Road and Upper Wentworth Street and at the intersection of Street "B" and Upper Wentworth Street.
- (l) That 2m x 2m daylight triangles are provided on Lot 66 (L-shaped roadways).
- (m) That 9m radii are provided at the transitions in and out of all cul-de-sac bulbs.

- (n) That the owner shall erect a sign in accordance with Section XI of the subsequent Subdivision Agreement prior to the issuance of a final release by the City of Hamilton.
- (o) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (B) That a Subdivision Agreement BE ENTERED INTO by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-88-23), Rymal Gardens Inc., owner, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal service has been approved by City Council.
- (C) That Zoning Application 88-107, Rymal Gardens Inc., owner, requesting changes in zoning from "AA" (Agricultural) District modified, to "C" (Urban Protected Residential, etc.) District (Block "1"), "RT-20" (Townhouse-Maisonette) District (Block "2"), "E" (Multiple Dwellings, Lodges, Clubs, etc.) District (Block "3"), and "G-1" (Designed Shopping Centre) District (Block "4"), for the property located at 408 Rymal Road East, as shown on the attached map marked as Appendix "I", BE DENIED, for the following reasons:
 - (a) A portion of Block "2" is designated "Park and Recreational" in the proposed Chappel East Neighbourhood Plan and, therefore, it is appropriate for these lands to retain the "AA" zoning. In addition, the allowable density under the "RT-20" district regulations exceeds the density permitted by the Neighbourhood Plan;
 - (b) The proposed Chappel East Neighbourhood Plan designates Block "3" for "Attached Housing". In this regard, the proposed "E" District is inappropriate and does not reflect the future intended land use; and,
 - (c) Block "4" conflicts with the Official Plan which designates the Block Residential and Major Institutional. Furthermore, the proposed Chappel East and West Neighbourhood Plans designate it for "Low Density Apartments" and "Single and Double Residential". In addition, there is an adequate supply of commercially zoned land in the immediate area, including a 12 acre parcel and a 2 acre parcel on the north side of Rymal Road at Upper Wentworth Street.

(D) That APPROVAL be given to an amended Zoning Application 88-107, Rymal Gardens Inc., owner, requesting changes in zoning from "AA" (Agricultural) District modified, to "C" (Urban Protected Residential, etc.) District (Block "1"), "RT-10" (Townhouse) District (Block "2", and "DE" (Low Density Multiple Dwellings) District (Block "3"), to permit the development of Block "1" for single-family dwellings, Block "2" for townhouses, and Block "3" for low density apartments, for the property located at 408 Rymal Road East, as shown on the attached map marked as Appendix "J", on the following basis:

- (a) That Block "1" be rezoned from "AA" (Agricultural) District modified, to "C" (Urban Protected Residential, etc.) District;
- (b) That Block "2" be rezoned from "AA" (Agricultural) District modified, to "RT-10" (Townhouse) District;
- (c) That Block "3" be rezoned from "AA" (Agricultural) District modified, to "DE" (Low Density Multiple Dwellings) District;
- (d) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Maps E-18E and E-27E for presentation to City Council;
- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of this by-law is to provide for changes in zoning for the property located at 408 Rymal Road East, on the following basis:

Changes in zoning from "AA" (Agricultural) District modified, to:

- (a) Block "1" - "C" (Urban Protected Residential, etc.) District;
- (b) Block "2" - "RT-10" (Townhouse) District; and,
- (c) Block "3" - "DE" (Low Density Multiple Dwellings) District.

The effect of the by-law is to permit the development of the subject lands for Single-Family Dwellings (Block "1"), Townhouses (Block "2") and Low Density Apartments (Block "3").

18. That the land use designations for the north-west corner of Upper Gage Avenue and Rymal Road East in the Eleanor Neighbourhood, as shown on the map attached herewith and marked Appendix "K", BE ADOPTED by Council.

19. That leave BE GRANTED to introduce the following Bills:

- (a) Bill D-133 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 41 Rymal Road West.
- (b) Bill D-134 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 153 George Street.
- (c) Bill D-135 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 18 Main Street East.
- (d) Bill D-136 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 266 Limeridge Road East.
- (e) Bill D-137 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 2 and 4 Solidarnosc Place.
- (f) Bill D-138 A By-law to establish Site Plan Control respecting lands located at Municipal Nos. 2 and 4 Solidarnosc Place.
- (g) Bill D-139 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 549 Stone Church Road East.
- (h) Bill D-140 A By-law to amend Zoning By-law No. 6593 respecting land located in the area west of Chesley Street and north of Stone Church Road West.

Respectfully submitted,

ALDERMAN J. SMITH, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder
Secretary
1989 November 1st



LEGEND

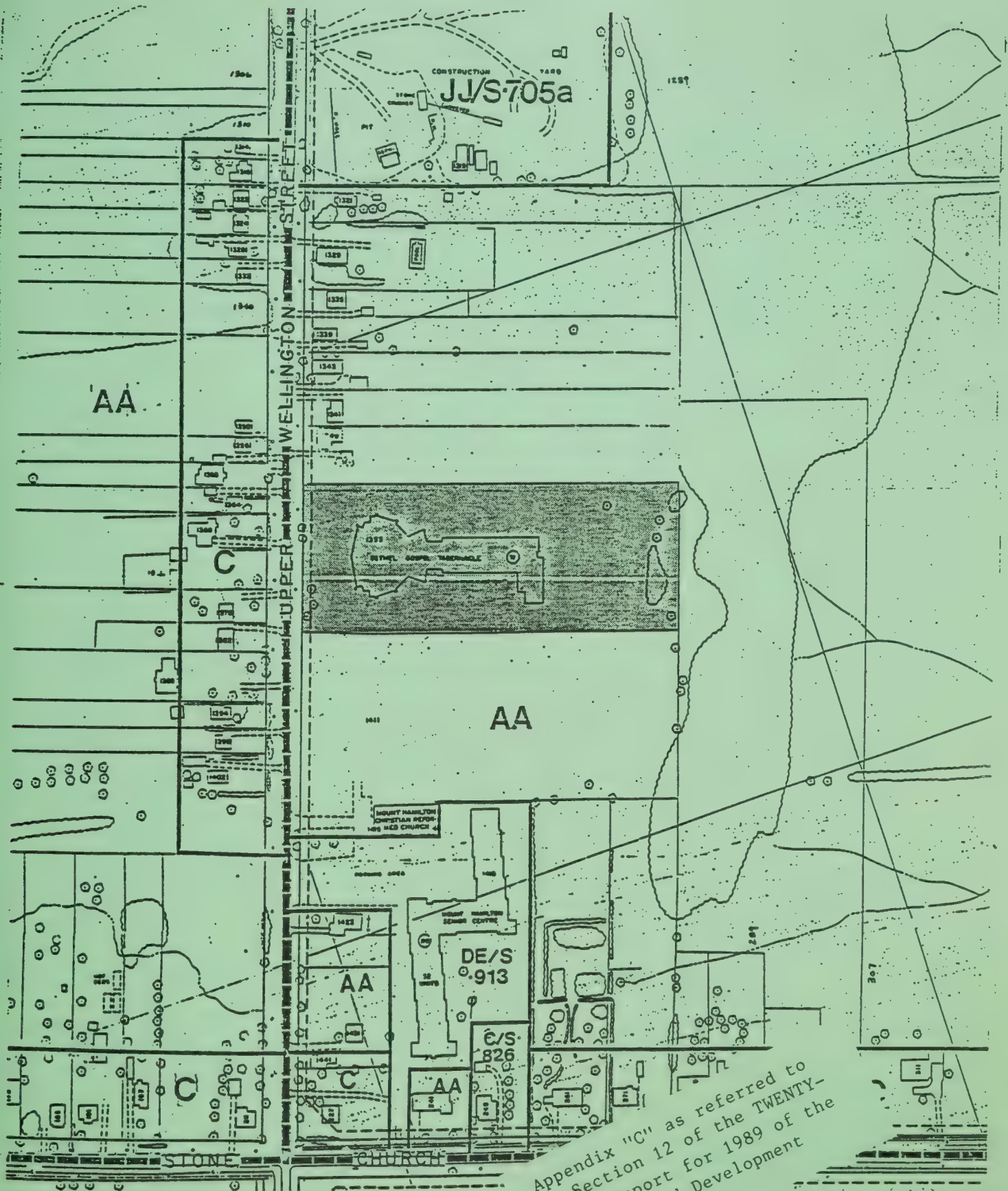


SITE OF THE APPLICATION

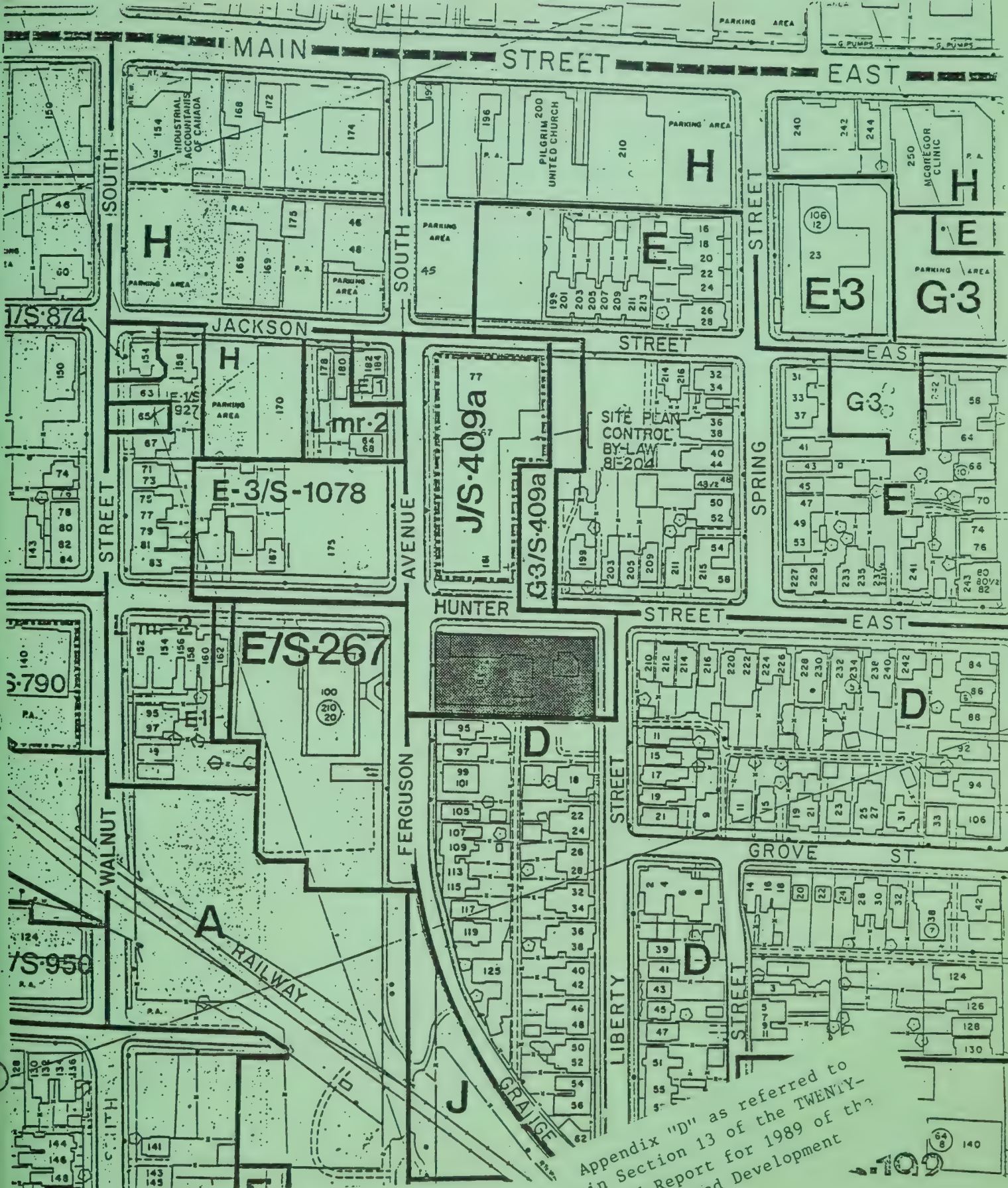
D-14

Appendix "A" as referred to
in Section 10 of the TWENTY-
SIXTH Report for 1989 of the
Planning and Development
Committee.



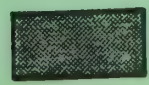


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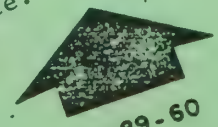


Appendix "D" as referred to in Section 13 of the TWENTY-SIXTH Report for 1989 of the Planning and Development Committee.

LEGEND



SITE OF THE APPLICATION



ZA 89-60



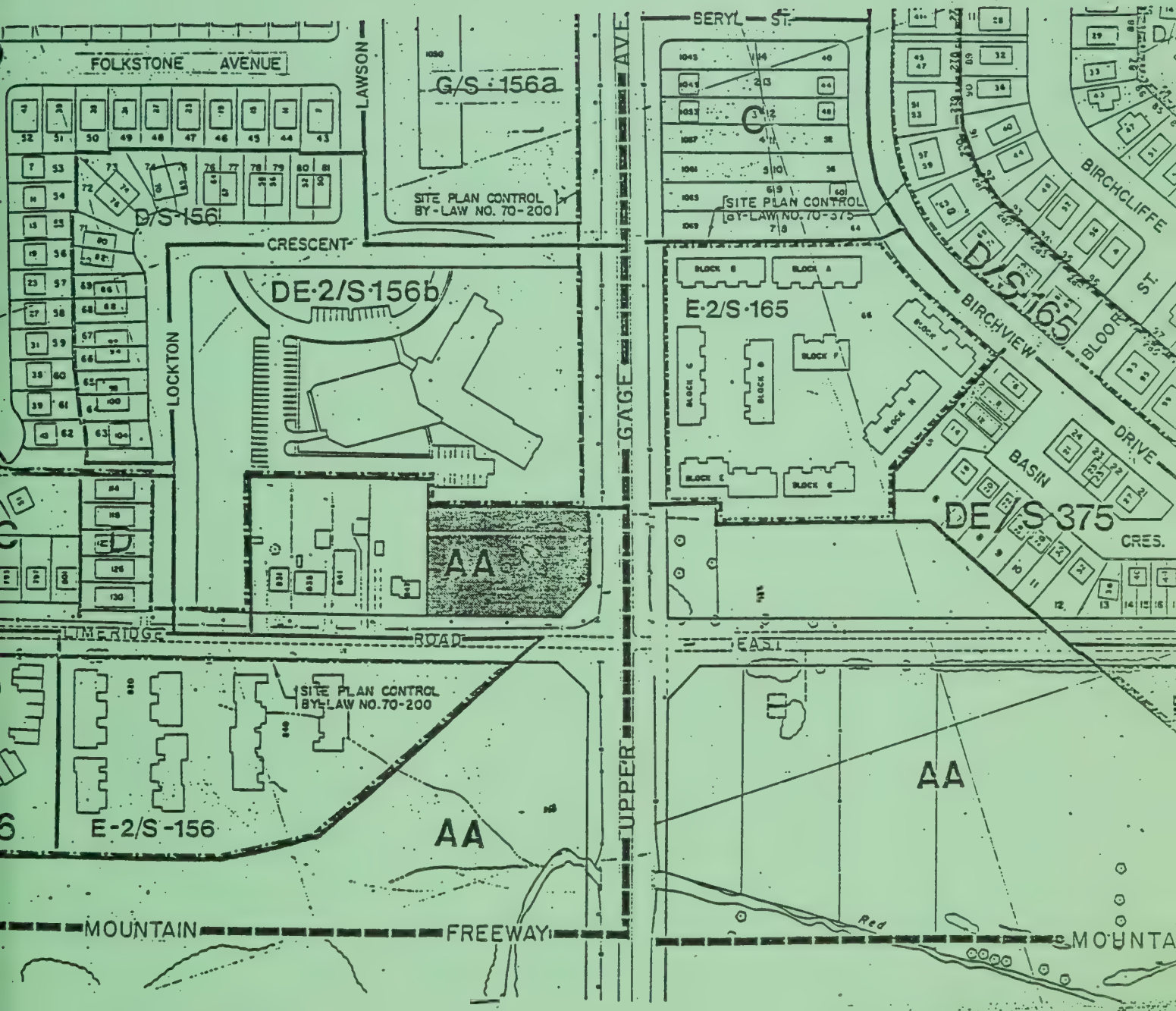
Legend



Site of the Application

Appendix "E" as referred to
in Section 14 of the TWENTY-
SIXTH Report for 1989 of
the Planning & Development
Committee.





Legend



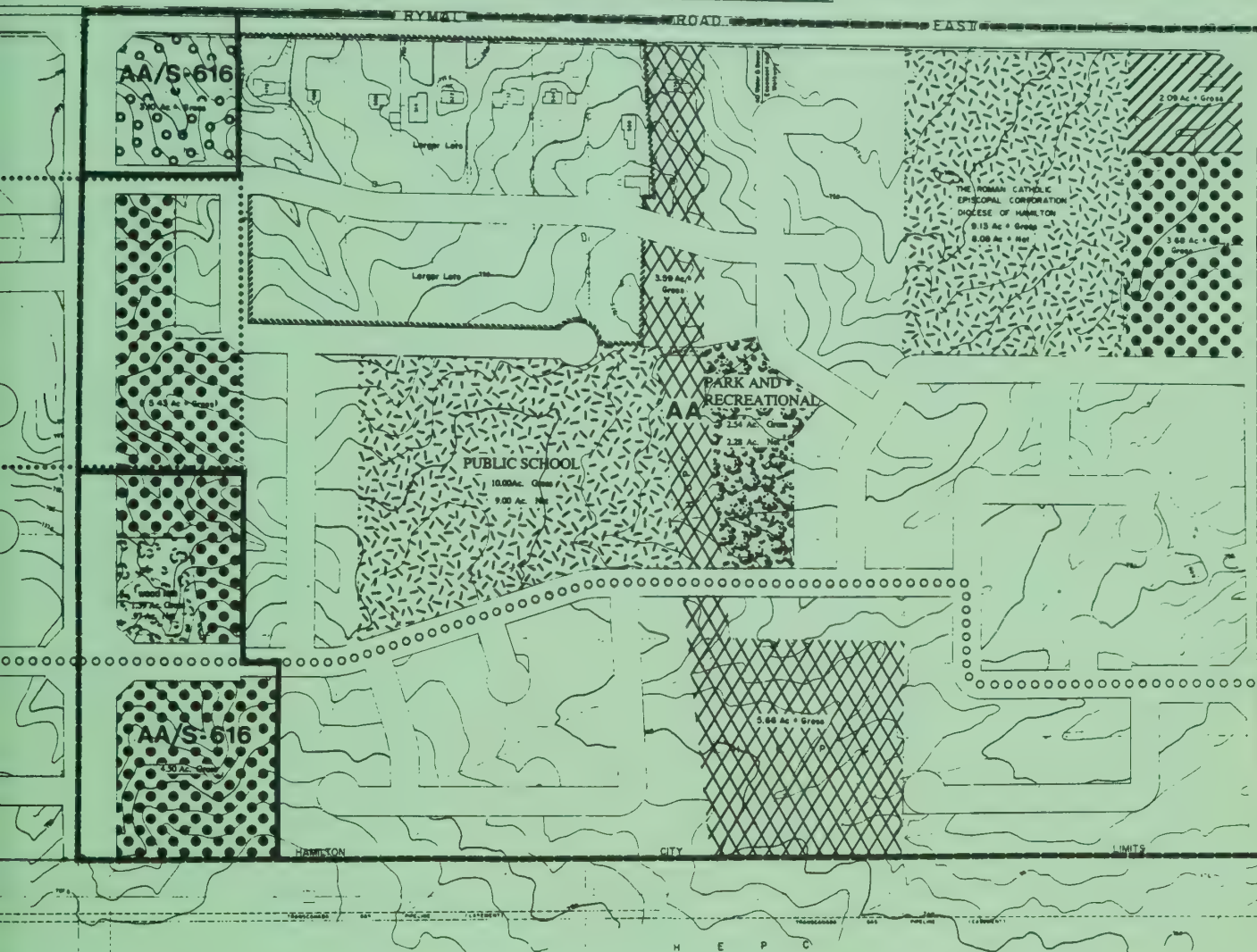
Site of the Application

Appendix "A" as referred to
in Section 15 of the TWENTY-
SIXTH Report for 1989 of
the Planning & Development
Committee.



APPENDIX A

Appendix "G" as referred to in Section 16 of the TWENTY-SIXTH Report for 1989 of the Planning & Development Committee.



NOTE: This is a GUIDE PLAN only and is subject to change. For details contact the local planning division of the Regional Municipality of Hamilton-Wentworth.

LEGEND:

- Board of Education for the City of Hamilton Existing School Sites
- o o o o o Possible Bike Route
- ~~~~~ Area of Larger Lots

LAND USE RESIDENTIAL

- [Pattern: White] single & double
- [Pattern: Dots] attached housing
- [Pattern: Small Circles] low density apartments
- [Pattern: Medium Circles] medium density apartments
- [Pattern: Large Circles] high density apartments
- [Pattern: Checkered] commercial & apartments

- [Pattern: Diagonal Lines] COMMERCIAL
- [Pattern: Cross-hatch] INDUSTRIAL
- [Pattern: Horizontal Lines] CIVIC & INSTITUTIONAL
- [Pattern: Wavy Lines] PARK & RECREATIONAL
- [Pattern: Stars] OPEN SPACE
- [Pattern: X-hatch] UTILITIES

- Neighbourhood Boundary
- Zoning Boundary

Approvals

Planning Committee Nov 1, 1989 Council

Latest Revision Date

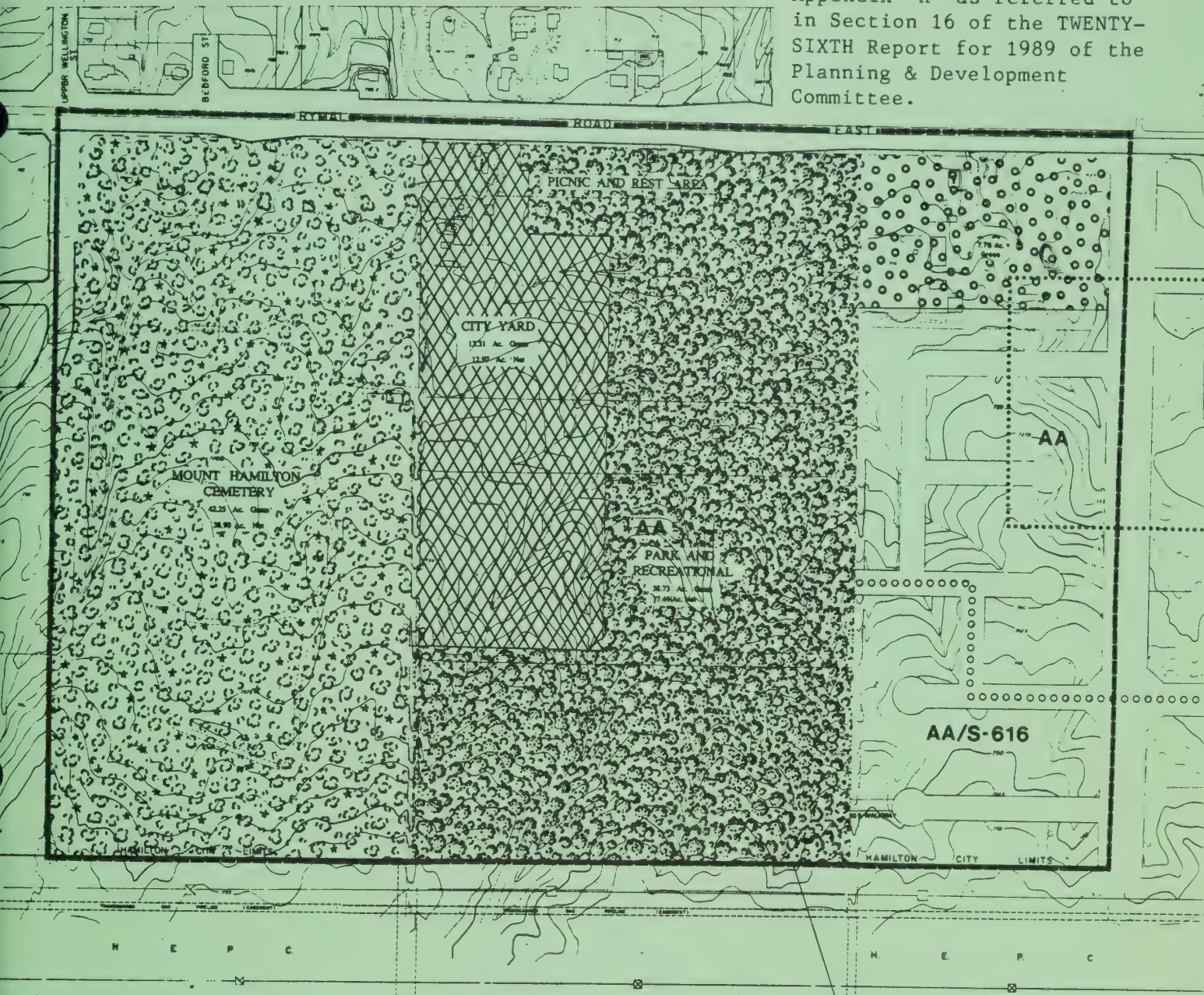
CITY OF HAMILTON
PLANNING DEPARTMENT

CHAPPEL EAST
PROPOSED PLAN



MAP1

EXISTING POPULATION (1988) 35



NOTE: This is a GUIDE PLAN only and is subject to change. For details contact the local planning division of the Regional Municipality of Hamilton-Wentworth.

LEGEND:

- Board of Education for the City of Hamilton Existing School Sites
- o o o o o Possible Bike Route

LAND USE RESIDENTIAL

- single & double
- attached housing
- low density apartments
- medium density apartments
- high density apartments
- commercial & apartments

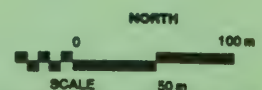
- COMMERCIAL
- INDUSTRIAL
- CIVIC & INSTITUTIONAL
- PARK & RECREATIONAL
- OPEN SPACE
- UTILITIES

- Neighbourhood Boundary
- Zoning Boundary

Approvals
Planning Committee Nov 1, 1989 Council
Latest Revision Date

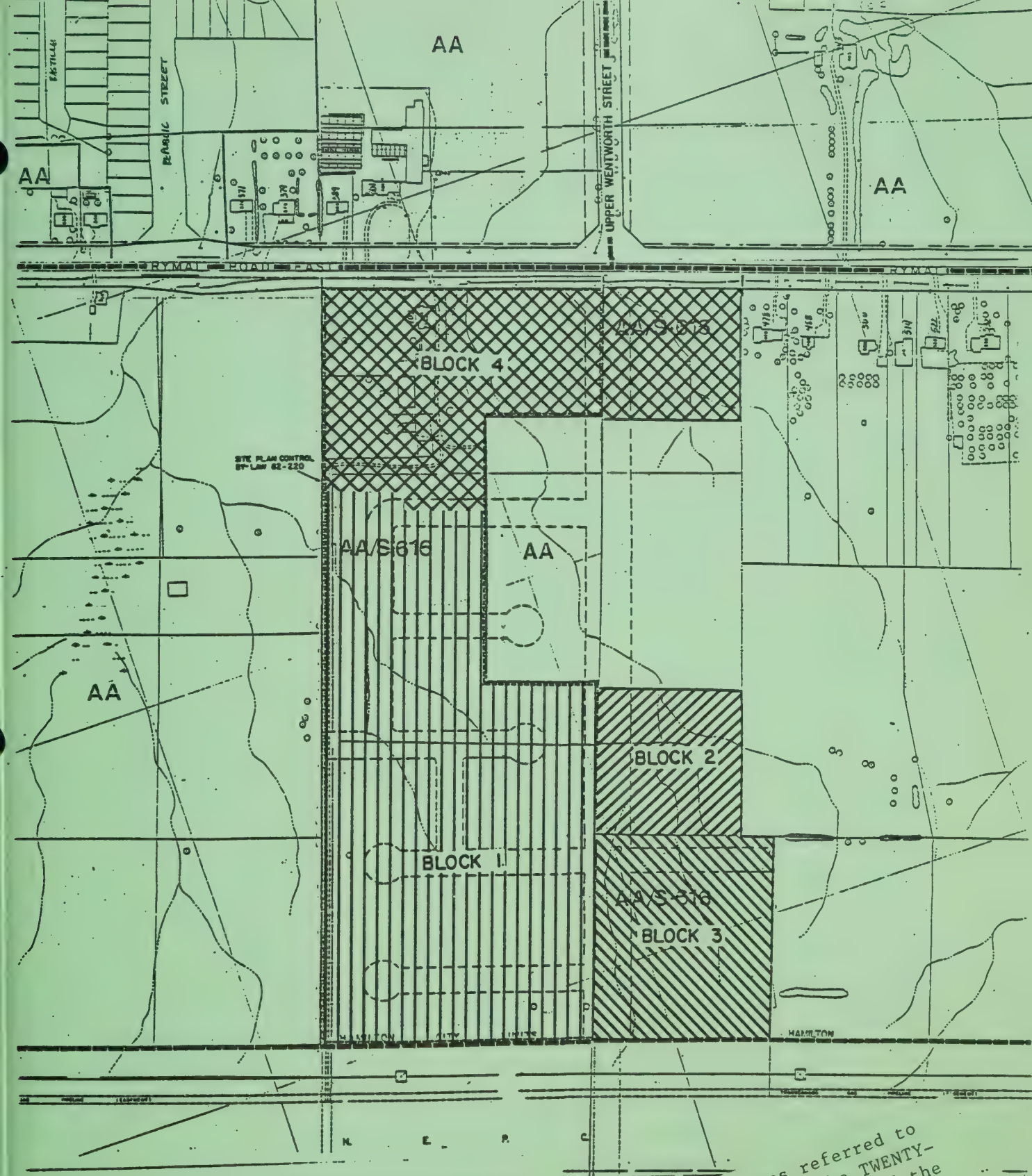
CITY OF HAMILTON
PLANNING DEPARTMENT

CHAPPEL WEST
PROPOSED PLAN







MAP2

EXISTING POPULATION (1988) 10

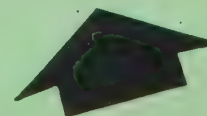


Legend

Proposed change in zoning from "AA" (Agricultural) district, modified to:

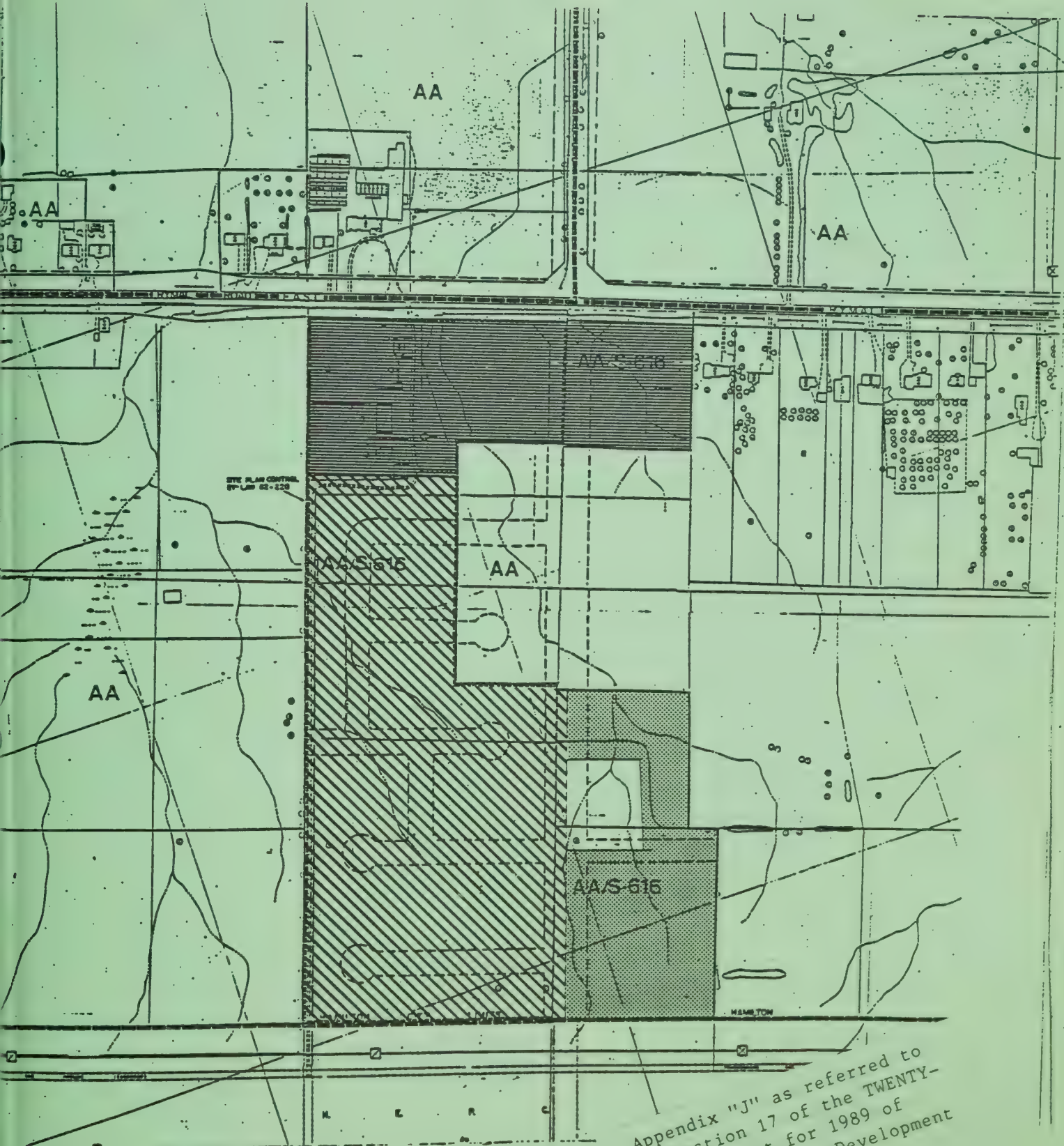
-  BLOCK 1 "C" (Urban Protected Residential, etc.) district.
-  BLOCK 2 "RT-20" (Townhouse - Maisonette) district.
-  BLOCK 3 "E" (Multiple Dwellings, Lodges, Clubs, etc.) district.
-  BLOCK 4 "G-1" (Designed Shopping Centre) district.

Appendix "I" as referred to in Section 17 of the TWENTY-SIXTH Report for 1989 of the Planning and Development Committee.






ZA 88 - 107

APPENDIX A



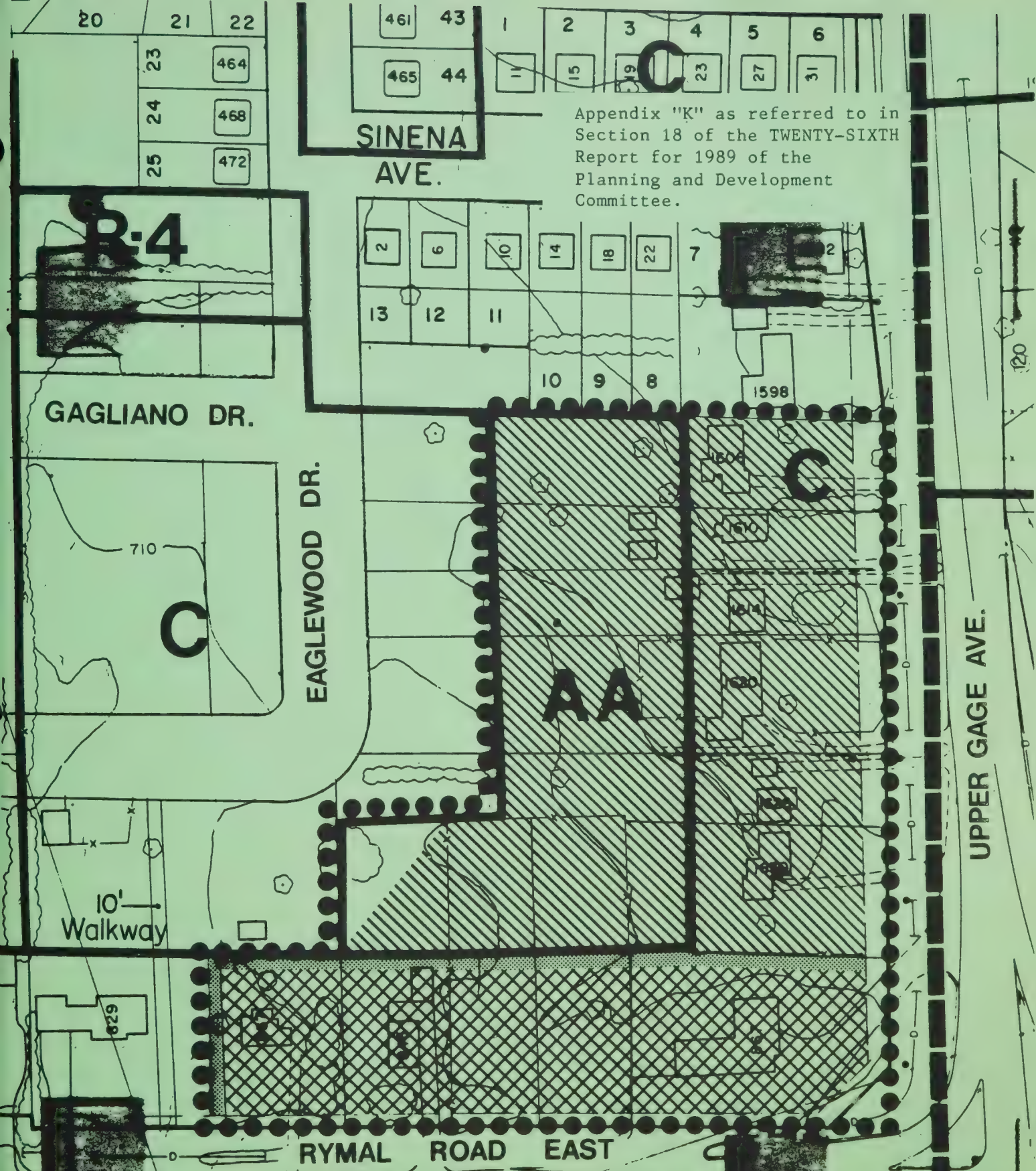
Legend

Proposed change in zoning from "AA"(Agricultural) District modified to:

-  BLOCK 1 "C"(Urban Protected Residential, etc.) District.
-  BLOCK 2 "RT-10"(Townhouse) District.
-  BLOCK 3 "DE" (Low Density Multiple Dwelling)District.

Appendix "J" as referred to in Section 17 of the TWENTY-SIXTH Report for 1989 of the Planning and Development Committee.





Appendix "K" as referred to in Section 18 of the TWENTY-SIXTH Report for 1989 of the Planning and Development Committee.

Land Use

- Residential
- Single and Double
- Attached Housing
- Planting Strip
- Commercial and Apartments (Min. 50% Residential)
- Land Use Review Area

subject to change. For details contact the Local Planning Division of the Regional Municipality of Hamilton Westmount.

Boundary

Site Plan Control Boundary

Latest Map Amendment

Approvals

Planning Comm Nov 1989

Council

Map 1

PROPOSED PLAN

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Legislation Committee presents its SIXTEENTH Report for 1989 and respectfully recommends:

1. (a) That the general licence fees be increased by 5 percent effective 1990 January 01.
- (b) That the Licence By-law No. 76-32 (Body Rub Parlours), By-law No. 79-144 (Adult Entertainment Parlours) and By-law No. 79-323 (Callings and Occupations, excluding taxicab owners and livery vehicle owners of Schedule 4) respecting various licence fees, be amended accordingly.
- (c) That the City Solicitor be authorized and directed to submit the amending By-law directly to City Council.
2. (a) That the Producers and Dealers fees for the Hamilton Farmers' Market be increased by five percent effective 1990 January 01 as outlined in Schedule "B" to By-law No. 81-180 attached hereto as Appendix "A".
- (b) That the City Solicitor be authorized and directed to prepare a By-law to amend Market By-law No. 81-180 to reflect this increase.
3. (a) That the City Solicitor be authorized and directed to prepare a By-law to amend Section 1(m) of Market By-law No. 81-180 to clearly define the meaning of "Stand" to reflect either the rental of a Refrigeration Unit (8' or 12') eight foot or twelve foot on the mezzanine or floor space (various sizes) on both levels of the Market, instead of that designated.
- (b) That the amendment in (a) above be accompanied with a revised mezzanine floor plan in the By-law.

4. That the following resolution from the City of Stratford respecting proposed VIA rail service cuts, be endorsed:

WHEREAS Canada's population is distributed in a fashion where relatively densely populated areas are separated by vast distances, and,

WHEREAS various modes of transportation including roads, air travel, shipping and rail travel have historically each been major factors in maintaining the oneness of Canadian identity, and

WHEREAS each of these modes of travel have historically been subsidized by the Federal Government either in the form of operating subsidies or by capital construction subsidies, and

WHEREAS the Federal Government has recently decided to slash the passenger rail system to a fraction of its former self, and

WHEREAS this decision will place greater burdens and further needs for subsidy onto the other transportation systems, and

WHEREAS concern for the environment has become the number one priority of Canadians, and

WHEREAS rail travel on an existing system of track is the most environmentally benign and efficient way to move large numbers of people.

THEREFORE BE IT RESOLVED that the Government of Canada be urged to commission a study aimed at developing a National Transportation Policy that would encourage a mix of all transportation modes (roads, air, rail and water) in a fashion that maximizes:

- (a) energy efficiency
- (b) environmental compatibility
- (c) user acceptance
- (d) access by all Canadians

AND BE IT ALSO RESOLVED that pending the outcome of the study and its implementation, the government be urged to make no cuts in the existing VIA rail service;

AND BE IT FURTHER RESOLVED that this resolution be circulated to all Canadian cities for their consideration, and that it be forwarded to the Federation of Canadian Municipalities.

5. That civic awards be made to rowing crews of the Leander Boat Club in recognition of bringing honours to the City of Hamilton by winning National and International Championships in the Royal Canadian Henley Regatta and the Canadian National Masters Rowing Championships.

Respectfully Submitted,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

John Thompson, Secretary
1989 November 06

mjw

SCHEDULE "B"

(Section 7)

PART 1: PRODUCERS AND DEALERS FEES

Stand Number	Location	Amount of Producers and Dealers Fees	
		Per Month	Per Day
1 to 8	(Refrigeration units)	\$ 252.00	\$ N/A
12 to 18,22	(Refrigeration units)	252.00	N/A
9 to 11, 19 to 21	(Refrigeration units)	210.50	N/A
23 to 46	Ramp	147.00	23.00
47 to 62a	North Wall - main floor	147.00	23.00
63 to 70	West Wall - main floor	147.00	23.00
71 to 95	South Wall - main floor & under ramp	147.00	23.00
96 to 100	Loading docks (from 7:30a.m.-4:30p.m.)	147.00	23.00
101 to 111	East Wall - main floor	147.00	23.00
112 to 143	Stand in middle (N.S.) east to west	147.00	23.00
144 to 175	Stand in middle (S.S.) west to east	147.00	23.00
30a,36a,37a,46a	VARIOUS	81.00	11.00
70a,72a	Main Floor - south west	62.00	11.00
92	Main Floor - under escalator	207.00	23.00
176	CoffeeShop stand	294.00	N/A

Appendix "A" as referred
to in Section 2 (a) of the
SIXTEENTH Report of the
Legislation Committee

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its EIGHTEENTH Report for 1989 and respectfully recommends:

1. (a) That the Council of the Regional Municipality of Hamilton-Wentworth be requested to include in their 1989 expenditure and revenue estimates, the transit assisted fare costs for the Senior Citizens - Age 70 and Over, the Group "A" - Disabled and Handicapped Persons and the Hamilton Street Railway Convenience Pass in the net amount of \$3 483 570;
- (b) That the mill rates of both the City of Hamilton and the Regional Municipality of Hamilton-Wentworth be adjusted by an equal 3.3558 mills (\$3 483 570) and be approved by both City and Regional Councils;
- (c) That the City and Regional Councils approve revised By-laws to set the rates of taxation for municipal and regional purposes for the year 1989;
- (d) That the City of Hamilton pay the net cost of these transit programs as an area-rated charge from Regional levy based on the service received;
- (e) That the City of Hamilton and the Regional Municipality of Hamilton-Wentworth exchange cheques in the amount of \$3 483 570, for accounting purposes;
- (f) That Recommendations (a) to (d) inclusive be effective and take place on 1989 December 30.

2. That Departments be authorized to finance the leasing of micro-computers, as arranged through the Director of Information Systems and as authorized by the Information Systems Committee and City Council 1989 October 31, from savings in individual departments in 1989 and that each department set up the twelve month leasing cost in its 1990 budget with a corresponding reduction made in the 1990 staffing estimates, or other estimates which could be reduced due to productivity improvements, of each department to clearly indicate the "pain for gain" concept.
3.
 - (a) That the Treasury Department, in conjunction with Information Systems, be authorized to obtain 14 additional computer workstations;
 - (b) That the estimated leasing cost of \$2 100 for a possible one month in 1989 be funded from overall savings in the department's salary accounts due to hiring delays, etc.
 - (c) That the estimated annual leasing costs of \$25 200 be placed in the 1990 budget of this department and an equal offsetting amount be shown as a reduction to staffing costs accounts or other accounts where a saving can be demonstrated due to productivity improvements.
4.
 - (a) That the City of Hamilton pay off the capital cost of street lighting in Hamilton in the amount of \$569 157.16 over two years, rather than continue to have these costs amortized with the annual payments included in the monthly billings from Hamilton Hydro.
 - (b) That the City Solicitor be authorized and directed to prepare a By-law to assume the street lighting plant for submission to City Council.

5. That the Actuarial Report dated 1989 October 19 prepared by the City of Hamilton's Actuaries, The Wyatt Company, indicating a fully funded position of the Hamilton Municipal Retirement Fund (HMRF) as at 1988 December 31, be accepted with the approval of the following recommendations:

- (a) That the City maintain the contribution rate of 5.75% of pensionable earnings until the next actuarial valuation of the Plan is conducted, and;
- (b) That actuarial valuations continue to be conducted annually so that fluctuations in contributions requirements can be minimized.

NOTE: Copies of the Actuarial Report are available in the Pension Section of the Treasury Department.

6. That the report of the investment policies and goals of the Hamilton Municipal Retirement Fund as prepared by James P. Marshall Inc., be received.

NOTE: Copies of the report are available from the Pension Section of the Treasury Department.

7. That the charging of interest on arrears and the crediting of interest to members accounts of the HMRF be changed from a quarterly basis to an annual basis and that rate be the rate of return of the HMRF less $\frac{3}{4}$ of 1%.

NOTE: Recent changes to the Pension Benefits Act have prompted this current revision. Changing the rate to an annual basis will facilitate the crediting of interest to members accounts.

8. That a purchase order be issued to Don Hyde Marine Limited, Hagersville, in the amount of \$10 146.60 for the purchase of one (1) 1990 Skidoo Snowmobile to replace Unit No. 9641, Central Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. RF55003 25201.

9. That a purchase order be issued to Bryan's Farm and Industrial Supply Ltd., Puslinch, in the amount of \$33 372 for the purchase of one (1) Integral Wheel 4WD Loader to replace Unit No. 9492, Central Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. RF55003 25201.

10. That a purchase order be issued to Pierre Thibault Trucks Inc., St. Francois-Du-Lac, in the amount of \$438 135.64 for the replacement of one (1) 100 ft. aerial ladder truck, Unit No. 1635, Hamilton Fire Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Only acceptable tender received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. CH5X502 00101.

11. That a purchase order be issued to Hamilton Hydronics Limited, Hamilton, in the amount of \$47 354.76 for the supply and delivery of pool filters, heaters and pumping equipment in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Only tender received. Funds provided in Reserve for Accounts No. CH56103 31330 and No. CH57301 31210.

12. That a purchase order be awarded to Johnston Motor Sales, Hamilton, in the amount of \$32 929.20 for the purchase of two (2) pickup trucks, Central Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of four (4) tenders received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. CH5X503 00101.

13. (a) That a purchase order be issued to Nordic Systems Inc., Mississauga, in the amount of \$228 503 for the replacement of one small foam truck Unit No. 1649 for the Hamilton Fire Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's Proposal.
- (b) That a contract be entered into satisfactory to the City Solicitor.

NOTE: Only acceptable proposal received. Funds provided in Reserve for Replacement of Mobile Equipment Account No. CH5X502 00101.

14. That purchase orders be issued for the supply and delivery of workmen's uniform clothing as and when required during 1990 to Purchasing Stores, in accordance with specifications issued by the Manager of Purchasing and Vendor's tenders as follows:

(a) Work Wear Corporation, Toronto

Coveralls	\$ 23.95 each
Long Sleeve Shirts	\$ 11.25 each
Short Sleeve Shirts	\$ 10.25 each

(b) J. P. Hammill & Son, Guelph

Pants	\$ 12.25 each
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(c) Bradshaw-Stradwick (1979) Inc., Welland

Jackets	\$ 16.50 each
Overall Pants	\$ 19.25 each

Provincial Sales tax extra at 8%

NOTE: Lowest of nine (9) tenders received. Funds provided in Purchasing Stores Inventory Account No. CH56103 28999.

15. (a) That the Property Department, in conjunction with Information Systems, be authorized to obtain four (4) additional computer workstations and related software;
- (b) That the estimated workstation leasing cost of \$600 for December 1989 and the estimated one time software purchase cost of \$6 600 be funded from overall savings in the 1989 departmental budget;
- (c) That the estimated annual leasing costs of \$7 200 be placed in the 1990 budget of the Property Department and an equal offsetting amount be shown as a reduction to 1990 salary and wage or other accounts, or increased revenues from contractual services, where offsetting savings can be demonstrated.
16. That the existing Grant applications and policies be amended to reflect the following changes:
- A. For the Convention/Reception grant application and policy:
- (a) That a submission of a budget for the event along with the application, be required;
- (b) That a standardized report for submission after the event that would include financial information, be required.
- B. For the General Grant application and policy:
- (a) That the deadline for the 1990 General Grants is 1989 December 31 and that this deadline be advertised appropriately;
- (b) That all arts and cultural grant applications be forwarded to the Arts Advisory Sub-Committee for their comments only, which would be submitted to the Grants Review Group via the Arts Co-ordinator to assist in making the recommendations;

- (c) That the following methodology be used for processing grant requests:
 - (i) That all applications received by the specified deadline will be considered by the Grants Review Group following which their recommendations, in alphabetical order, will be forwarded to the Finance Committee for approval.
- (d) That a provision of \$100 000 be made each year beginning in 1991 in the 1990 - 1994 Capital Budget for Capital Grants. These grants would be processed through the Grants Review Group to the newly formed Finance and Administrative Committee for inclusion in the Capital Budget. Any unallocated funds would be transferred to a reserve for Capital Grants.
- (e) That, as a part of the application, a balance sheet, income statement and operating budget must be submitted and that eligible applicants must be in operation for at least one year.

17. That the following Committed Grants for 1990 be distributed as follows:

- (a) That the Regional Municipality of Hamilton-Wentworth be asked to assume the 1990 operational grant to Opera Hamilton;
- (b) That the Parks and Recreation Committee be asked to transfer the following previously Committed Grants (including the 1989 base) to the Culture and Recreation Department for budget and administration in 1990 for:
 - (i) The East End Kiwanis Boys and Girls Club operating and tax grants with a 1989 total base of \$225 880;
 - (ii) The Canusa Games with a 1989 base of \$40 000.

- 18.
- (a) That a Comprehensive Audit Programme, based on the attached report, marked as Appendix "A", be implemented.
 - (b) That all departments, local boards and authorities, accountable to City Council, be the subject of a comprehensive audit;
 - (c) That each department, board or authority be the subject of a comprehensive audit on a rotation basis;
 - (d) That a comprehensive audit of each department, board or authority be conducted every five years.
 - (e) That consideration be given to provide \$150 000 in the 1990 current estimates of the City of Hamilton and \$150 000 in each of the current estimates for the years 1991 to 1994 for a total of \$750 000 to fund the consulting fees required to conduct a comprehensive audit programme involving all departments and local boards of the City of Hamilton over this five year period based on the premise savings will be realized in excess of the fees.
 - (f) That the following three (3) functions be approved as priority projects for a Comprehensive Audit assignment:
 - (1) Hamilton Entertainment and Convention Facilities Inc. (HECFI)
 - (2) Licencing

NOTE: The processing of licences and procedures respecting the administration and enforcement of licencing requirements interrelates with several Departments.

 - (3) City Solicitor's Department.
 - (g) That a Task Force be formed for each Comprehensive Audit Project to review and ensure that the assignment has been prepared and completed in compliance with a "Scope Proposal" and the Comprehensive Audit Programme as outlined in Appendix "A" and submit recommendations to the Comprehensive Audit Sub-Committee.
 - (h) That each Task Force be composed of three (3) elected representatives, who shall not be chairman or vice-chairman of the Standing Committee responsible for the Department or function being audited and three (3) appointed officials, one of whom shall be the Department Head responsible for the Department or function being audited.
 - (i) That Mr. Tom Van Zuiden, Senior Vice-President, Finance and Administration, Dofasco and Mrs. Joyce Mongeon be authorized to sit on the Comprehensive Audit Sub-Committee in an advisory capacity only.

19. (a) That a grant to assist in the expenses to be incurred in providing bus transportation for a Czechoslovakian hockey team during an exchange visit to Hamilton in December 1989, in the amount as requested \$2 000, be approved.
- (b) That this amount be charged to the Unclassified General Account.
20. That leave be granted to introduce the following Bill:

Bill G-14 A By-law to Assume the Street Lighting Plant

Respectfully Submitted,

ALDERMAN Wm. M. McCULLOCH, CHAIRMAN
FINANCE COMMITTEE

John Thompson, Secretary
1989 November 07

mjw

Appendix "A" as referred to
in Section 18 of the
EIGHTEENTH Report of the
Finance Committee

A STRATEGY FOR CONTROLLED SPENDING AT CITY HALL

SUBMITTED BY: ALDERMAN JOHN GALLAGHER

COMPREHENSIVE AUDITING

Government and other public sector institutions face many difficult challenges. Making sure that we are getting the best possible value for the public funds our organizations spend is one of these challenges. Another is to convince the public of our accountability and the use of good management practices. Following is an executive summary of the publication "Comprehensive Auditing - concepts, components and characteristics" published by the Canadian Comprehensive Auditing Foundation.

I believe the suggestions proposed in this document will provide an opportunity for effective fiscal and operational management in the City of Hamilton.

- : The audit scope should include any management practices, activities, systems, controls or information that are key to promoting economical, efficient and effective management and proper accountability.
- : The audit should be led and conducted by individuals who are independent of all important matters under review.
- : The audit process adopted should be systematic, and the findings, analysis and recommendations should be based on commonly accepted management reporting and control standards or, in their absence, upon criteria clearly understood by management and the auditor.
- : The report should be provided to those who have been designated by the audit sub-committee as the principal parties in the accountability relationships governing the activities under review.

CYCLICAL

As mentioned above, it is characteristic of comprehensive auditing that the major activities, systems, procedures and controls of an organization are usually examined over the course of several audits, creating an audit cycle within an organization. This approach recognizes that it would probably be unproductive to repeat detailed examinations of the same aspects of the same organizational unit year after year. The actual length of the audit cycle will be determined by such factors as the size and complexity of the organization, the resources devoted to audit, the amount of change the organization is experiencing, and the extent to which key systems can be relied on to ensure continuing regard for value for money.

Reports of comprehensive audits should be presented to the audit sub-committee as they are completed throughout the audit cycle. The timing of these reports need not necessarily coincide with the financial year of the organization. Such spacing of reports can ensure cost-effective audits, give management an appropriate length of time to initiate corrective action, and permit effective review by the audit committee.

CONSTRUCTIVE

A comprehensive audit does more than identify weaknesses in management systems - it makes constructive suggestions about the ways improvements can be made. In most instances the audit recommendations stop short of designing systems in detail. It would be inappropriate for an audit to usurp or appear to usurp management's responsibilities. At the same time, however, it would be a waste of the auditor's knowledge and expertise if the report merely said, "this is poor, it should be improved." The report is intended to be helpful and future oriented, not simply analytical.

The audit is intended to serve the organization's accountability relationships and to help it obtain the greatest value for the money it spends. Accordingly, while comprehensive audits point to important improvements that can be made, they should not criticize individuals or their specific decisions. If audits were perceived as witch hunts, they would fail to achieve the positive change that is at the core of the comprehensive audit concept.

MULTI-DISCIPLINARY

The broad scope of comprehensive auditing calls for audit personnel with a variety of skills and disciplines. For example, conducting a comprehensive audit may require an engineer to review capital acquisitions, an economist to audit information about the impact of regional development programs, a statistician to design appropriate testing techniques, educators or behavioural scientists to review training programs, computer experts to audit value-for-money issues associated with MSA, etc. The particular blend of skills required in the comprehensive audit team will vary with the nature of the programs, activities and issues to be audited.

People who lead comprehensive audit teams must have an understanding of a wide range of management practices and a sensitivity to their practical application in specific circumstances. Moreover, they must be able to use, but not be dominated by, the technical and specialist skills of members of their team, and be able to foster the understanding and cooperation of management throughout the entire process. THERE IS A DECIDED DIFFERENCE BETWEEN MANAGING A COMPREHENSIVE AUDIT AND A FINANCIAL AUDIT.

LIMITS

Comprehensive audit reports do not attempt to substitute the judgement of auditors for that of elected or appointed decision makers. On the contrary, comprehensive auditing determines whether the organization provides those who make the decisions with sufficient, accurate, relevant material to fulfil their responsibilities.

In perspective, comprehensive auditing provides information on the extent to which systems and controls are working and identifies opportunities for improvement.

THE BENEFITS

- : the provision of an objective assessment of the extent to which the organization is currently pursuing economy, efficiency and effectiveness;
- : the identification of major deficiencies in management and control practices;
- : recommendations designed to help obtain better value for money in the future; and
- : information and recommendations that can lead to better internal and public accountability.

THE PROCESS

No one specific series of procedures is applicable in all circumstances. A number of factors will contribute to a determination of the most appropriate approaches to use in planning, carrying out and reporting on a comprehensive audit of a specific department or division of a department or local board. These include but are not restricted to;

- : the nature of the governing body - whether it is City Council, a Committee of Council or a Board or Authority;
- : the history and state of development of the organization's management practices and controls;
- : external and internal environmental influences;
- : the nature of the organizations activities;
- : the organizational structure;
- : legislation governing the auditor and the audited organization. This should include rules, regulations, by-laws, provincial statutes and traditions that have an influence on the day to day operations of the organization.

THE FINAL REPORT

The written report presented to the Audit Sub-Committee should contain the following;

- : an explanation of the criteria used to judge findings;
- : relevant and important background information, including a description of the organization's accountability relationships;
- : audit findings, including both strengths and weaknesses;
- : a discussion of the root causes and significant potential effects of any weaknesses observed;
- : conclusions;
- : recommendations;
- : managements responses to the recommendations.

BY-LAW NO. 89 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14th DAY OF NOVEMBER A.D., 1989.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1989

CITY CLERK

MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 10 (Stops at Intersections) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Halam	Eastbound and Westbound	MacKenzie
Emerald	Northbound and Southbound	Robert
King William	Eastbound and Westbound	Ashley".

2. Schedule 28 (Taxi Stands) is hereby amended by adding thereto the following item, namely:-

"Rebecca	North	55 feet	108 feet east of Rebecca".
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3. Schedule 29 (No Stopping Areas) is hereby amended by adding thereto the following item, namely:-

"Crockett	North	East 35th to 50 feet east".
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4. Schedule 31 (School Bus Loading Zones) is hereby amended by adding thereto the following items, namely:-

"Abbingdon	West	40 feet	commencing at a point	7:00am-6:00pm
			147 feet south of	Mon - Sat
			Clifton Downs	
Forest	South	40 feet	commencing 80 feet	7:00am-6:00pm
			east of Walnut	Mon - Sat".

PASSED THIS DAY OF , A.D. 198

CITY CLERK

MAYOR

BY-LAW NO. 86 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 25A (Parking Time Limits) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to Section 22 (One Hour Limit) the following item, namely:-

"Delmar	South	Cambria to Columbia".
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and by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Delmar	South	Cambria to Columbia".
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2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following item, namely:-

"Glen Road	South	From 67 ft. west of Longwood to Bond".
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and by adding thereto the following items, namely:-

"Glen	South	Longwood to Bond
Violet	South	Grandville to 50 feet east".

3. Schedule 34 (Sticker Permit Parking) is hereby amended by adding thereto the following item, namely:-

"John	East	commencing 114 feet south of	Anytime".
		Burlington to a point 22 feet	
		southerly therefrom	

PASSED THIS DAY OF , A.D. 198

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 41 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-9D and W-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding the provisions of Section 14A(1) of By-law No. 6593, the following COMMERCIAL USE shall be permitted:

- 1. A coin-operated car wash consisting of eight (8) bays contained within a completely enclosed building;

- (b) Section 14A(3)(b) of By-law No. 6593 shall not apply;

- (c) Sections 18.(3)(ivc)(a), (b) and (c) of By-law No. 6593 shall only apply to the southerly rear lot line;

- (d) a landscaped planting strip not less than 3.0 m in width, and a visual barrier not less than 1.2 m and not more than 2.0 m in height, shall be provided and maintained across the entire southerly lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1129.

5. Sheets No. W-9D and W-9E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1129.

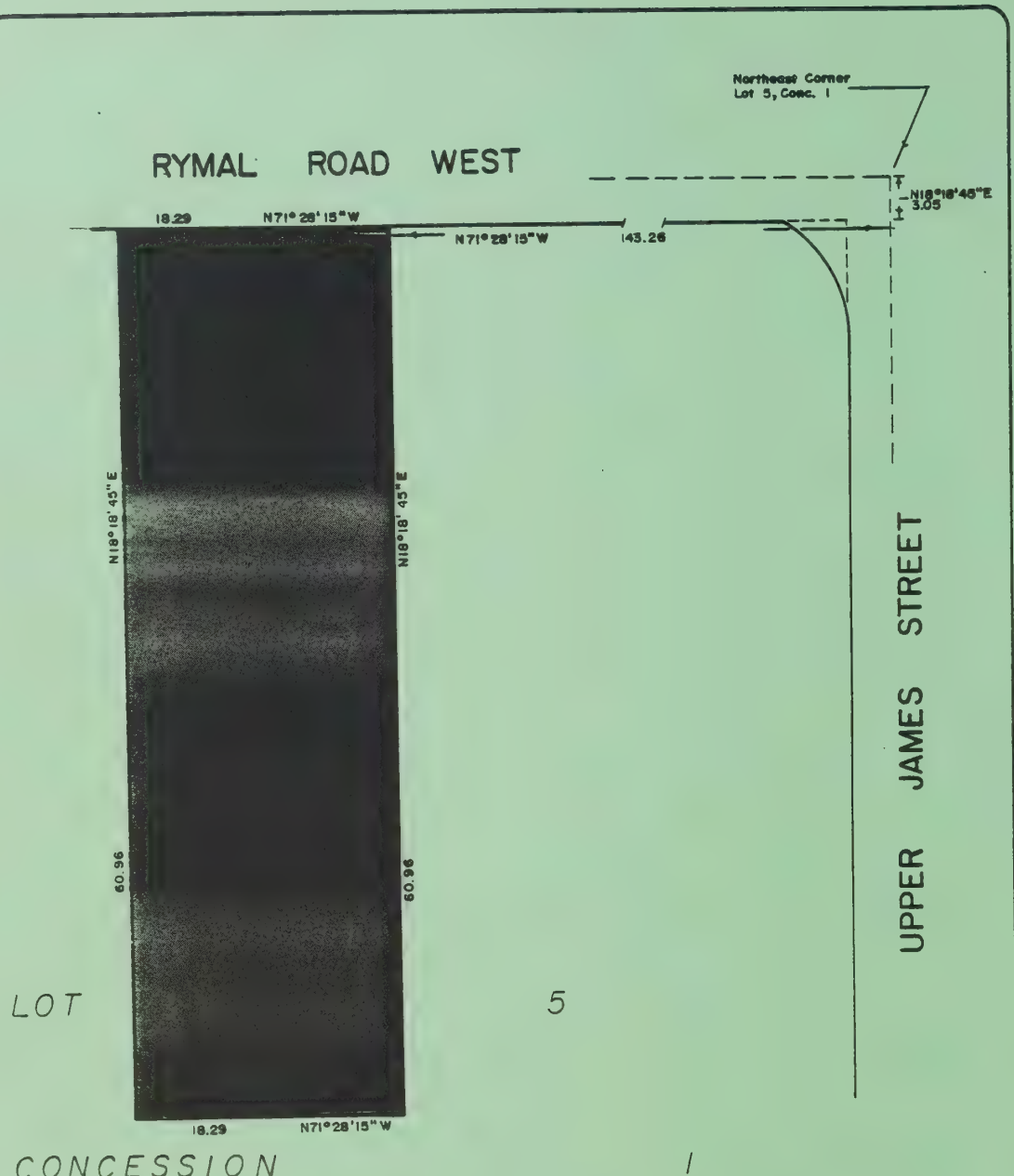
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 16 R.P.D.C. 15, June 27
Ashok Kumar, Owner
ZA-89-25



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 89-.....
 Passed the day of ,1989.

..... Clerk
 Mayor

City of Hamilton
Schedule A
 Map Forming Part of
 By-Law No. 89-.....
 to Amend By-Law No. 6593
 Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

Change in zoning from:
 "C"(Urban Protected Residential , etc.) Dis-
 trict To "HH"(Restricted Community Shop-
 ping and Commercial) District, Modified.

North 	Scale NOT TO SCALE	Reference File No. ZA 89 - 25
	Date JUNE, 1989	Drawn By R.J.M.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 153 GEORGE STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

- (a) notwithstanding Section 10(1)(i) of By-law No. 6593, a residential care facility for a maximum of 11 residents shall be permitted only within the building existing on the date of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1139.

4. Sheet No. W-12 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1139.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

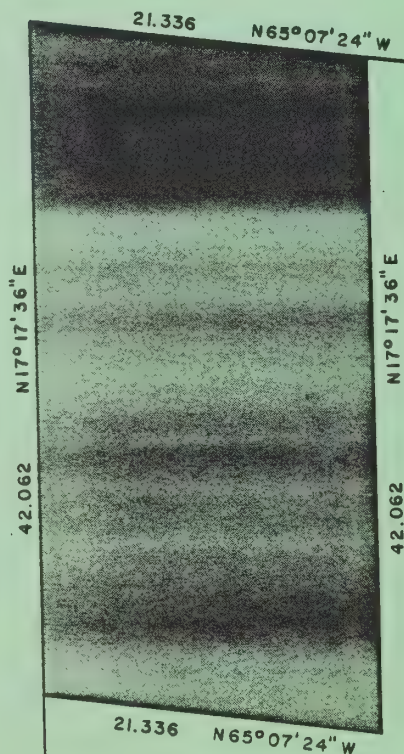
PASSED this day of A.D. 1989.

City Clerk

Mayor

GEORGE STREET

RAY STREET SOUTH



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 89-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 89-

North



Scale

NOT TO SCALE

Reference File No.

ZA 89-51

Date

SEPT. 20, 1989

Drawn By

Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 18 MAIN STREET EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "I" (Central Business District, etc.) District provisions, as contained in Section 15 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding Section 15.(3)(iii)(b) of By-law No. 6593, a minimum rear yard of 4.5 m shall be provided and maintained;
- (b) notwithstanding Section 15.(4)(iii) of By-law No. 6593, a multiple dwelling having a maximum of 72 dwelling units shall be permitted;
- (c) notwithstanding Section 18A.(1)(c) of By-law No. 6593, one loading space having a dimension of not less than 9.0 m x 3.7 m x 4.3 m shall be provided and maintained;
- (d) notwithstanding Section 18A.(1)(d) of By-law No. 6593, one loading space having a dimension of not less than 9.0 m x 2.6 m x 4.3 m shall be provided and maintained;
- (e) notwithstanding Section 18A.(7) of By-law No. 6593, nine of the required parking spaces shall have dimensions of not less than 2.6 m x 5.0 m and 324 parking spaces shall have dimensions of not less than 2.6 m x 5.89 m;
- (f) notwithstanding Sections 18A.(9) and 18A.(1)(f) Table 6 of By-law No. 6593, the manoeuvring space for five parking spaces shall be located off-site;
- (g) notwithstanding Section 18A.(20)(a)(ii) of By-law No. 6593, the required residential visitor parking will be located within the area designated for commercial parking spaces.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "I" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1144.

4. Sheets No. E-4 and E-5 of the District Maps are amended by marking the land referred to in section 1 of this by-law, S-1144.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

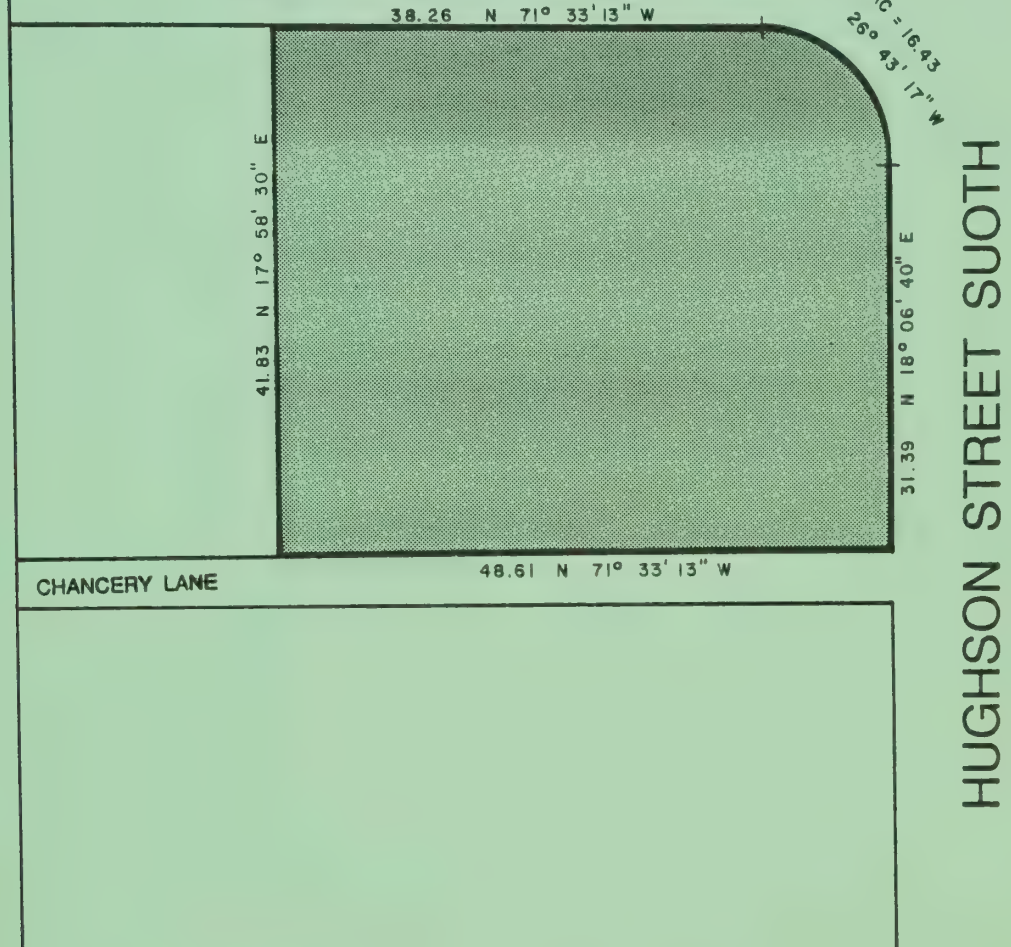
PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 23 R.P.D.C. 18, October 10
DeSantis Group Inc., Prospective Owner
ZA-89-67

MAIN STREET EAST



CHANCERY LANE

HUGHSON STREET SUOTH

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 89-.....
Passed the day of, 1989.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 89-.....

North



Scale
NOT TO SCALE

Date
Oct. 1989

Reference File No.
ZA 89-67

Drawn By
W. B.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 266 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-18A and E-18B of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District to "DE-3" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding the provisions of Section 10C(3)(ii)(b) of By-law No. 6593, a side yard having a width of not less than 4.41 m from the easterly and westerly lot lines shall be provided and maintained;
- (b) notwithstanding the provisions of Section 18A(1)(c) of By-law No. 6593, one loading space having dimensions of not less than 9.0 m x 3.7 m x 4.3 m shall be provided and maintained for the two multiple dwellings.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1133.

5. Sheets No. E-18A and E-18B of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1133.

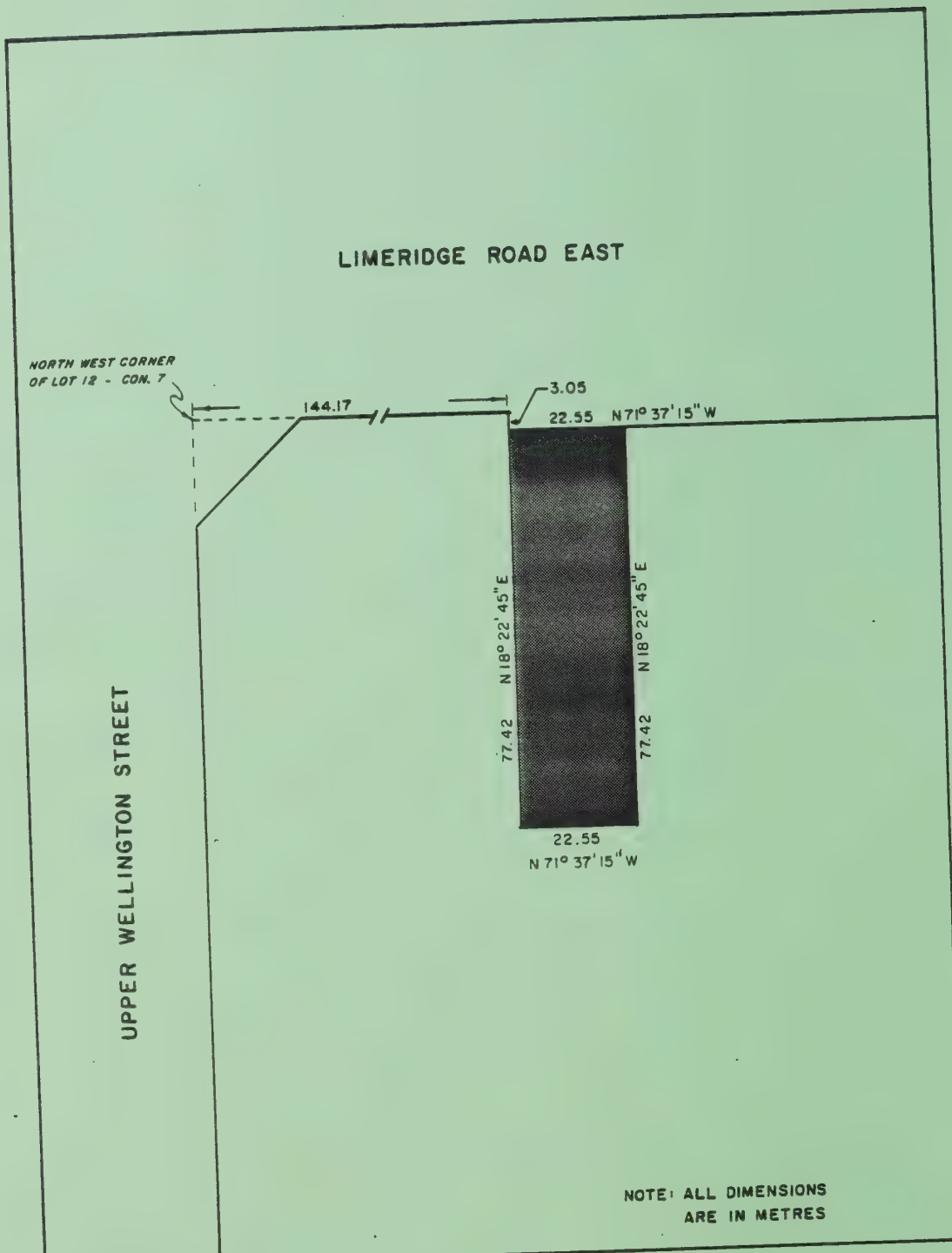
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.P.D.C. 18, July 25
Agommen Ltd., In Trust, Prospective Owner
ZA-89-27



THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA" (AGRI-
CULTURAL) DISTRICT TO "DE-3" (MUL-
TIPLE DWELLINGS) DISTRICT, MODIFIED.

North



Scale
NOT TO SCALE

Date
JULY 19, 1989

Reference File No.
ZA 89-27

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 2 AND 4 SOLIDARNOSC PLACE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding Section 9.(1) of By-law No. 6593, a parking lot used only in conjunction with the uses established on adjoining lands to the east at Nos. 4A, 4B and 4-1/2 Solidarnosc Place shall be permitted;
- (b) the front yard provisions of Section 9.(3)(1) of By-law No. 6593 shall not apply to the northerly front lot line;
- (c) notwithstanding Sections 18A(11) and (12) of By-law No. 6593 the following special provisions shall apply:
 - 1. A planting strip not less than 1.5 m in width shall be provided and maintained along the entire northerly front lot line, except for any area used for an access driveway;
 - 2. A planting strip not less than 1.5 m in width shall be provided and maintained along the westerly side lot line and the southerly rear lot line;
 - 3. A visual barrier not less than 1.2 m in height and not greater than 2.0 m in height shall be provided and maintained within the required 1.5 m wide planting strip along the westerly side lot line and the southerly rear lot line;

4. No vehicular access to or egress from the public alleyway at the rear of the property shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1036a.

4. Sheet No. E-32 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1036a.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

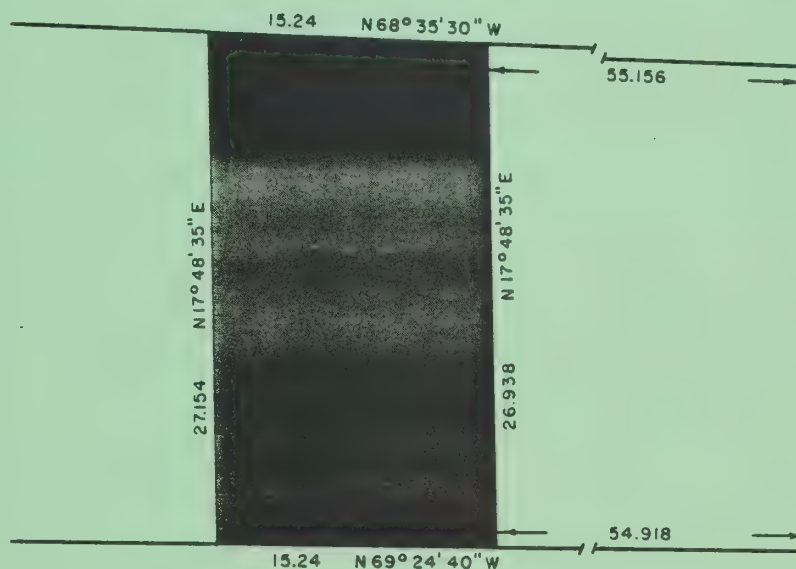
PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 16 R.P.D.C. 18, June 27
Polonia Club Limited, Owner
ZA-89-17

SOLIDARNOSC PLACE



ST. OLGA STREET

PUBLIC ALLEYWAY

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS TO BE REGULATED
BY BY-LAW NO. 89-

North 	Scale NOT TO SCALE	Reference File No. ZA 89-17
	Date JUNE 21, 1989	Drawn By Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 2 AND 4 SOLIDARNOSC PLACE

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July, 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

119. Lands located at Municipal Nos. 2 and 4 Solidarnosc Place shown on Appendix 119 hereto annexed and forming part of this by-law.

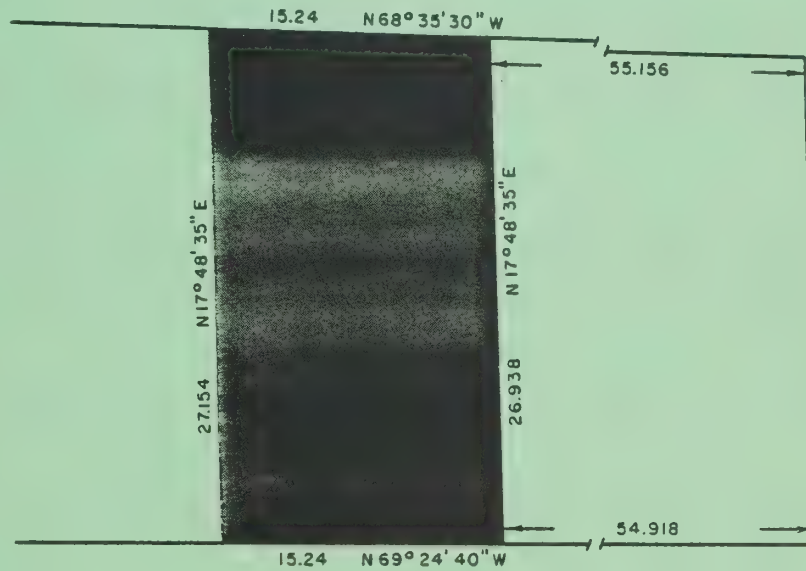
2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275 as Appendix 119.

PASSED this day of A.D. 1989.

City Clerk

Mayor

SOLIDARNOSC PLACE



ST. OLGA STREET

PUBLIC ALLEYWAY

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON
APPENDIX 119
TO BY-LAW NO. 79-275
AS AMENDED BY
BY-LAW NO. 87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS DESIGNATED UNDER THIS BY-LAW
AS AN AREA OF SITE PLAN CONTROL
PURSUANT TO SECTION 40 OF THE
PLANNING ACT.

North



Scale
NOT TO SCALE

Date
JUNE 21, 1989

Reference File No.
ZA 89-17

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 549 STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "G-4" (Designed Neighbourhood Shopping Area) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "G-4" (Designed Neighbourhood Shopping Area) District provisions, as contained in Section 13D of Zoning By-law No 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 13D(1)B of By-law No. 6593, the following Commercial Uses shall not be permitted:

- (i) restaurant or refreshment room with or without any dancing or other entertainment including music;
- (ii) outdoor patio;

- (b) notwithstanding clause (a), the following Commercial Use shall be permitted within the building existing on the day of the passing of this by-law,

- (i) restaurant, excluding a refreshment room, without any dancing or other entertainment except music;

- (c) Section 13D(5) of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-4" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1143.

5. Sheet No. E-27C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1143.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

day of

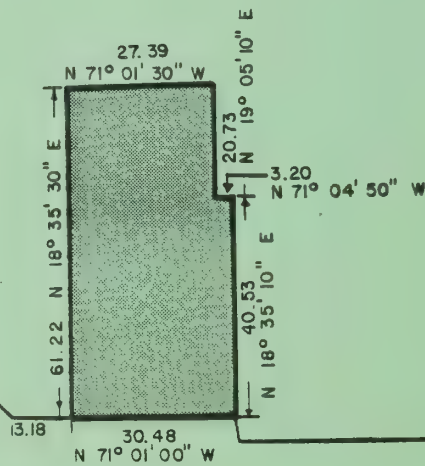
A.D. 1989.

City Clerk

Mayor

(1989) 23 R.P.D.C. 17, October 10
Hamilton General Homes (1971) Ltd.,
Prospective Owner
Amended ZA-89-53

REDMOND DRIVE



STONE CHURCH ROAD EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 89-.....
Passed the day of, 1989.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA"(Agricultural) District to "G-4"
(Designed Neighbourhood Shopping
Area) District, Modified

North



Scale
NOT TO SCALE

Date
Oct. 1989

Reference File No.
ZA 89-53

Drawn By
W. B.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE AREA WEST OF CHESLEY STREET
AND NORTH OF STONE CHURCH ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-9C and W-17C of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

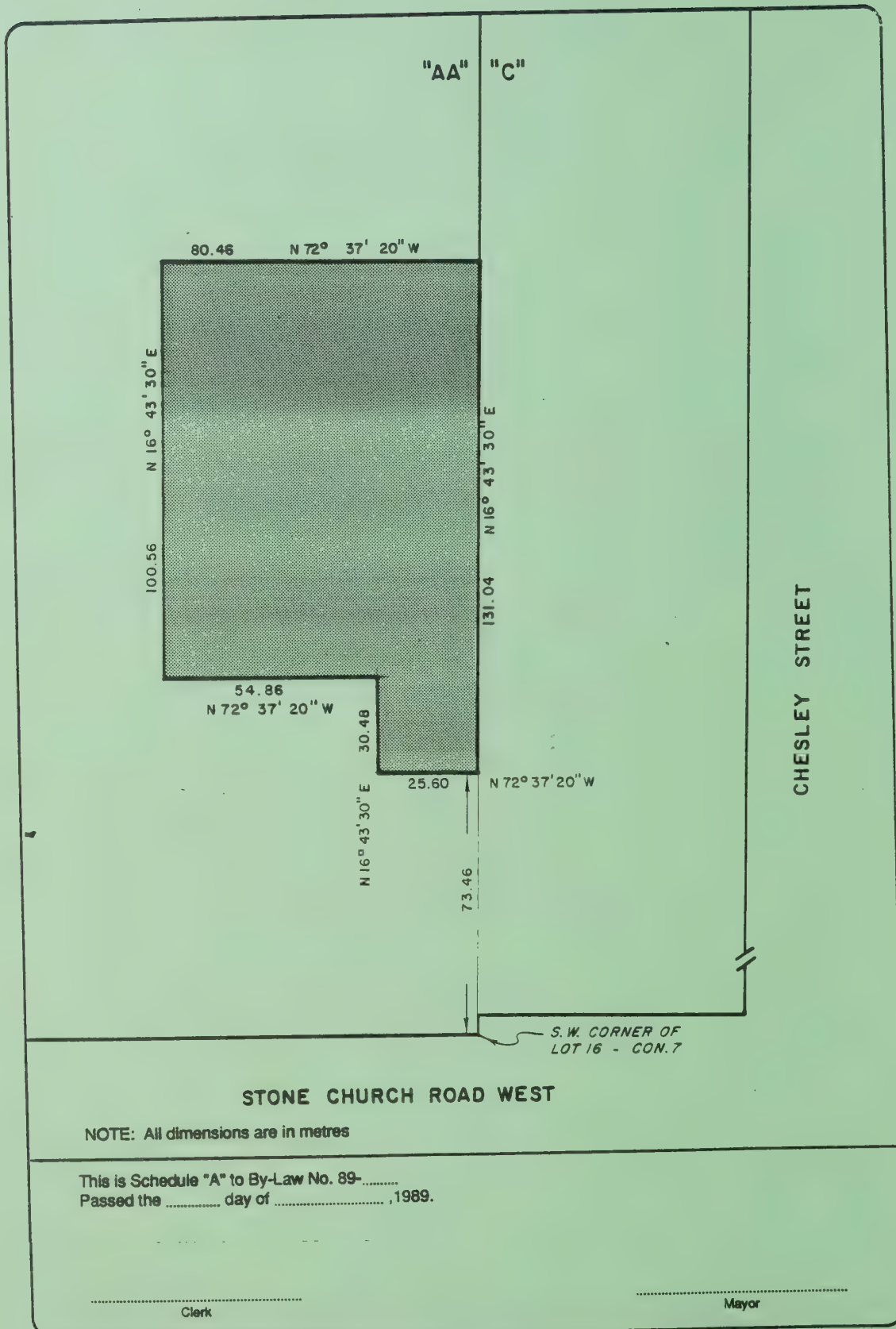
PASSED this

day of

A.D. 1989.

City Clerk

Mayor



City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Change in zoning from:
"AA" (Agricultural) District to "C"
(Urban Protected Residential, etc.)
District.

North



Scale
NOT TO SCALE

Date
Oct. 1989

Reference File No.
ZA 89-32

Drawn By
W. B.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

TO ASSUME THE STREET LIGHTING PLANT

WHEREAS Section 210(52) of the Municipal Act provides that councils of local municipalities may pass by-laws for acquiring, establishing, constructing, maintaining and operating a street lighting system;

AND WHEREAS it is deemed expedient for The Corporation of the City of Hamilton to assume the cost of future street light purchases and to assume the utility portion of unpaid street light capital for the City of Hamilton, effective the 1st day of January 1989;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 20 of the 18th Report of the Finance Committee on the 14th day of November 1989, plans to pay off the capital cost of street lighting in the City of Hamilton, rather than continue to have these costs amortized with the annual payments included in the monthly billings from the Hydro Electric Commission of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Subject to subsection (2), the unpaid street light capital of The Corporation of the City of Hamilton as shown in the Ontario Hydro study dated the 13th day of January 1989 and amounting to \$569,157.16 shall be assumed for financing by The Corporation of the City of Hamilton.

(2) The amount referred to in subsection (1) shall be assumed during a two-year period commencing on the 1st day of January 1989.

2. The annual charge covering principal and interest of the amount referred to in Section 1, which annual charge amounts to \$314,377.08 as shown in the aforesaid Ontario Hydro study shall be levied and collected in the annual street light rate requisitioned by the Hydro Electric Commission of the City of Hamilton.

3. The Corporation of the City of Hamilton shall assume all capital cost incurred for new lighting and lighting improvements from the date of the passing of this by-law.

4. Nothing in this by-law shall divest the Hydro Electric Commission of the City of Hamilton from the privileges and powers conferred by Section 41 of the Public Utilities act, R.S.O.

PASSED this day of A.D. 1989.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Authorize:

CONSTRUCTION OF A FIRE STATION ON UPPER WELLINGTON STREET
NEAR STONE CHURCH ROAD

WHEREAS the Ontario Municipal Board by Order dated the 15th day of August 1989, (File No. E 890917), approved,

- (a) the construction of a fire station on Upper Wellington Street near Stone Church Road, at an estimated cost of \$1,400,000.00, and the borrowing of money by way of temporary advances not exceeding in the aggregate such estimated cost pending the sale of debentures, and
- (b) the issuance of the necessary debentures to a maximum of \$1,400,000.00 for a term not to exceed twenty years by The Regional Municipality of Hamilton-Wentworth chargeable to the applicant corporation;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The undertaking described as the construction of a fire station on Upper Wellington Street near Stone Church Road may now be proceeded with in accordance with the Ontario Municipal Board Order dated the 15th day of August 1989.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to the said Order of the Ontario Municipal Board.

PASSED this day of

A.D. 1989.

City Clerk

Mayor

BY-LAW NO. 89 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 31st DAY OF OCTOBER A.D., 1989.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1989

CITY CLERK

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE PART 11, PLAN 62R-9377
INTO TEMPLEMEAD DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Templemead Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Templemead Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 15 R.T.E.C. 9(e), October 25

SCHEDULE 'A'

Part of Parcel 6-5, Section Bar. 8(c)
Being part of Lot 6, Concession 8,
in the former geographic Township of Barton
City of Hamilton
Regional Municipality of Hamilton-Wentworth
designated as Part 11 on Plan 62R-9377
being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE BLOCK 81, PLAN 62M-616
INTO BRIGADE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Brigade Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Brigade Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 15 R.T.E.C. 8(e), October 25

SCHEDULE 'A'

Part of Parcel Reserve -1

Section 62M-616

Being all of Block 81, Plan 62M-616

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE PARTS 1 AND 2, PLAN 62R-10286
INTO FIELDWAY DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Fieldway Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Fieldway Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this

day of

A.D. 1989.

City Clerk

Mayor

(1989) 12 R.T.E.C. 8(b), July 25

SCHEDULE 'A'

Parts of Lot 11, Concession 8,
in the former geographic Township of Barton
City of Hamilton
Regional Municipality of Hamilton-Wentworth
designated as Parts 1 and 2 on Plan 62R-10286.

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 10 (Stops at Intersections) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Tivoli	Eastbound	San Remo
Rama	Northbound	Ravenbury
Ravenbury	Eastbound and Westbound	Rama
Queen Victoria	Northbound and Southbound	Loconder
Orphir	Eastbound and Westbound	Gailmont".

2. Schedule 29 (No Stopping Areas) is hereby amended by deleting therefrom the following item, namely:-

"Wexford	West	Monterey to Central	8 am-5 pm	Mon-Fri".
----------	------	---------------------	-----------	-----------

and by adding thereto the following items, namely:-

"Poplar	East	Concession to 120 feet north	Anytime
Crockett	North	East 34th to 50 feet west	Anytime
Crockett	South	East 34th to 51 feet east	Anytime
Greencedar	South	Greenguild to 100 feet west	Anytime
San Remo	West	commencing at a point 118 feet south of San Francisco to a point 83 feet southerly therefrom	Anytime".

3. Schedule 31 (School Bus Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Bruceedale	South	118 feet	commencing 77 feet west of East 5th	7:00am-6:00pm Monday to Saturday".
-------------	-------	----------	-------------------------------------	--

4. Schedule 37 (Snow Routes) is hereby amended by adding thereto the following items, namely:-

"Upper Kenilworth	Limeridge	South End
Upper Gage	Rymal	South End".

PASSED THIS DAY OF , A.D. 198

 CITY CLERK

 MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 25A (Parking Time Limits) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following sub-section, namely:-

"27. One Hour Limit between the hours of 9:00 in the forenoon and 4:00 in the afternoon on the following streets or parts of streets, excepting such parts of same where parking or stopping is prohibited.

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
West 34th	Both	Bendamere to south end".

2. Schedule 25B (Parking Time Limits) is hereby amended:

(a) by adding to Section 2 (Two Hour Limit) the following item, namely:-

"Bond	East	commencing 62 feet north of Main to a point 61 feet northerly therefrom".
-------	------	---

(b) by deleting from Section 1 (Three Hour Limit) the following item, namely:-

"Oxford	West	York to Barton".
---------	------	------------------

(c) by adding to Section 4 (One Hour Limit) the following item, namely:-

"Oxford	West	York to Barton".
---------	------	------------------

3. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Bond	East	Main to 120' northerly
Mead	North	280 feet east of Parkdale to a point 256 feet easterly therefrom".

and by adding thereto the following items, namely:-

"Mead	North	commencing at a point 280 feet east of Parkdale to a point 170 feet easterly therefrom
Monterey	South	Auburn to 50 feet west
Bond	East	Main to 62 feet north
Mackenzie	South	East 27th to 60 feet east".

PASSED THIS DAY OF , A.D. 198

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Adopt:

Official Plan Amendment No. 81

Respecting:

LANDS LOCATED ON THE SOUTHERN PORTION OF MUNICIPAL NO. 2846 KING STREET EAST,
WITHIN THE GERSHOME NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 81 to the Official Plan of the Hamilton
Planning Area consisting of Schedule 1, hereto annexed and forming
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval
of the Official Plan Amendment referred to in section 1 above, as
may be requisite, be obtained and for the doing of all things for
the purpose thereof.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 23 R.P.D.C. 15(B), October 10
H. Mouskos and E. Kountouris, Owners
ZA-89-44

AMENDMENT NO. 81
TO THE
CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 81.

PURPOSE:

The purpose of this Amendment is to establish a "Special Policy Area" for the subject lands, to permit limited commercial uses within the existing building.

LOCATION:

The lands affected by this Amendment are the southern portion of those lands known municipally as 2846 King Street East, within the Gershome Neighbourhood.

BASIS:

The proposal, to convert the existing building for limited commercial uses, can be permitted on the following basis:

- It will permit the retention of a building of architectural and historic significance;
- The proposed uses are appropriate for the heritage building in that they are not "highway oriented" commercial uses. This is in keeping with the policies of the recently approved Neighbourhood Plan; and,
- It is located on a major arterial road (King Street East).

ACTUAL CHANGES:

- (1) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.41:

"Notwithstanding the permitted uses set out in Subsection A.2.1 - Residential Uses and Policy A.2.2.25, regarding Local Commercial uses, for those lands shown on Schedule "B" as Special Policy Area 46, and known municipally as 2846 King Street East, limited commercial uses will be permitted within the existing building".

(2) The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 46; and,
- "Area 46 refer to Policy A.2.9.3.41" in the legend, as shown on the attached Schedule "B" of this Amendment.

IMPLEMENTATION:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

This is Schedule 1 to By-law No. 89 - _____, passed on the _____ day of _____, 1989.

The Corporation of The

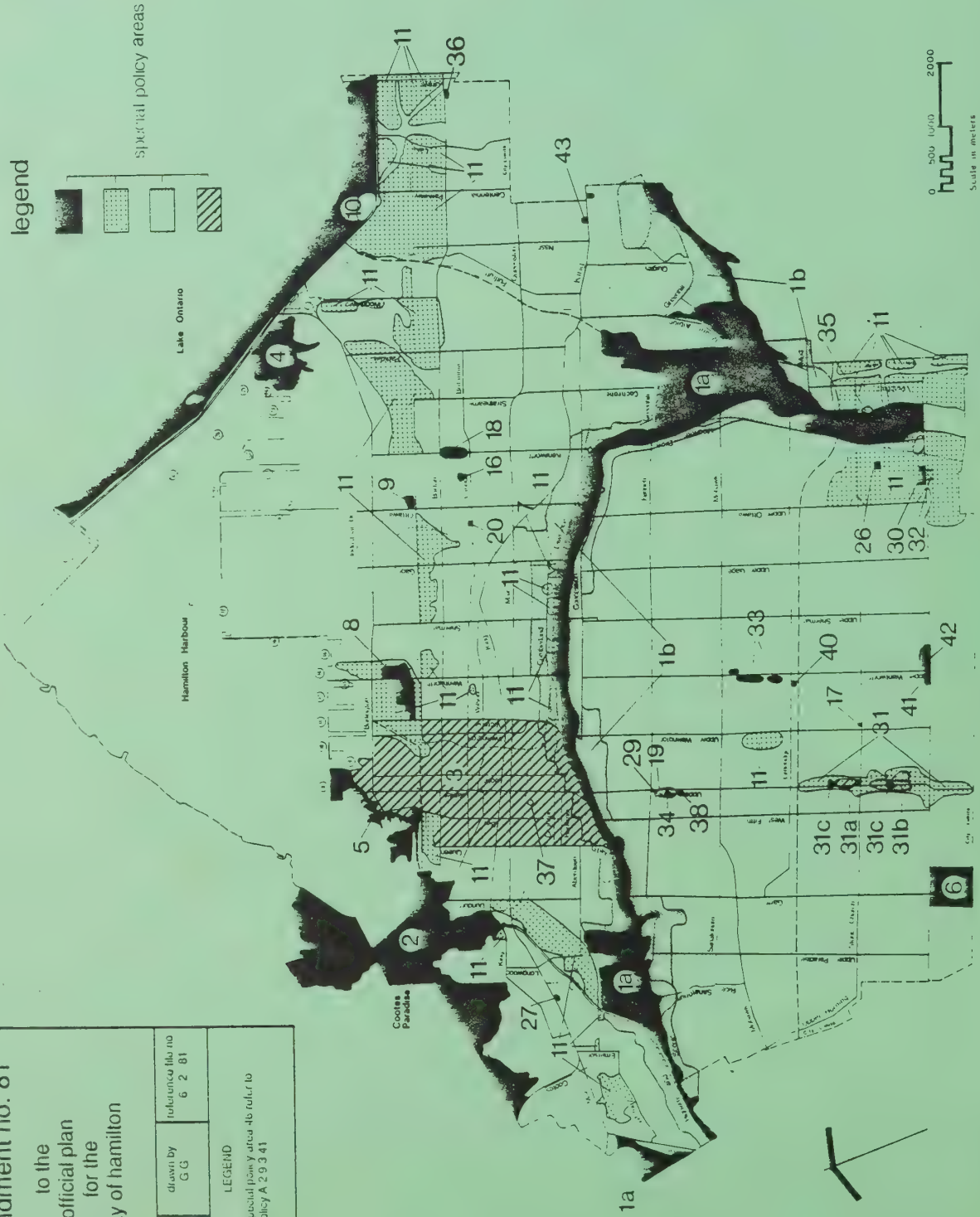
City of Hamilton

City Clerk

Mayor

schedule B
amendment no. 81
to the
official plan
for the
city of hamilton

date Oct 1999	drawn by G G	reference file no 6 2 81
<p>LEGEND</p> <p>Special plan y area 4b refer to policy A 29.3.41</p>		



**special policy
areas**

AREA	REFER TO SUBSECTION
1(a)	A 29.1.
1(b)	A 29.1.
2	A 29.2.
3	A 29.3.

AREA	REFER TO POLICY
3	A 29.3.1.
4	A 29.3.2.
5	A 29.3.3.
6	A 29.3.4.
7	A 29.3.5.
8	A 29.3.6.
9	A 29.3.7.
10	A 29.3.8.
11	A 29.3.9.
16	A 29.3.14.
17	A 29.3.15.
18	A 29.3.16.
19	A 29.3.17.
20	A 29.3.18.
26	A 29.3.21.
27	A 29.3.22.
29	A 29.3.24.
30	A 29.3.25.
31	A 29.3.26.
31(a)	A 29.3.26.
31(b)	A 29.3.26.
31(c)	A 29.3.26.
32	A 29.3.27.
33	A 29.3.28.
34	A 29.3.29.
35	A 29.3.30.
36	A 29.3.31.
37	A 29.3.32.
38	A 29.3.33.
40	A 29.3.35.
41	A 29.3.36.
42	A 29.3.37.
43	A 29.3.38.

Refer to Schedule B - 1 for Special
Policy Areas in the Downtown

schedule B
to the official plan
for
the city of hamilton

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Adopt:

Official Plan Amendment No. 69

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 99 DUKE STREET
AND 191 BAY STREET SOUTH
WITHIN THE DURAND NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 69 to the Official Plan of the Hamilton
Planning Area consisting of Schedule 1, hereto annexed and forming
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval
of the Official Plan Amendment referred to in section 1 above, as
may be requisite, be obtained and for the doing of all things for
the purpose thereof.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 1 R.P.D.C. 14(a), December 13
Louis Levy, Prospective Owner
ZA-88-90

AMENDMENT NO. 69
TO THE
CITY OF HAMILTON OFFICIAL PLAN

The following text, together with Schedule "B-1" attached hereto, constitutes Official Plan Amendment No. 69.

PURPOSE

The purpose of this Amendment is to establish a Special Policy Area, to permit professional and/or business offices within the existing building, for the subject lands.

LOCATION

The lands affected by this amendment are known municipally as 99 Duke Street and 191 Bay Street South, within the Durand Neighbourhood.

BASIS

Council has deemed office uses appropriate at this location, and compatible with the surrounding land use pattern.

ACTUAL CHANGES

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.39:

"Notwithstanding Subsection A.2.1 - Residential Uses, and Policy A.2.2.25 regarding Local Commercial uses, for those lands shown on Schedule "B-1" as SPECIAL POLICY AREA 44, and known municipally as 99 Duke Street and 191 Bay Street South, business and/or professional offices, within the existing building, will be permitted."

2. The following be added to Schedule "B-1" - Other Special Policy Areas:

- Special Policy Area 44; and,
- "Area 44 refer to Policy A.2.9.3.39" in the legend,
as shown on the attached Schedule "B-1" of this Amendment.

IMPLEMENTATION

A zoning by-law amendment will give effect to the intended use of the subject lands.

This is Schedule 1 to By-law No. 8 - passed on the
day of , 198 .

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

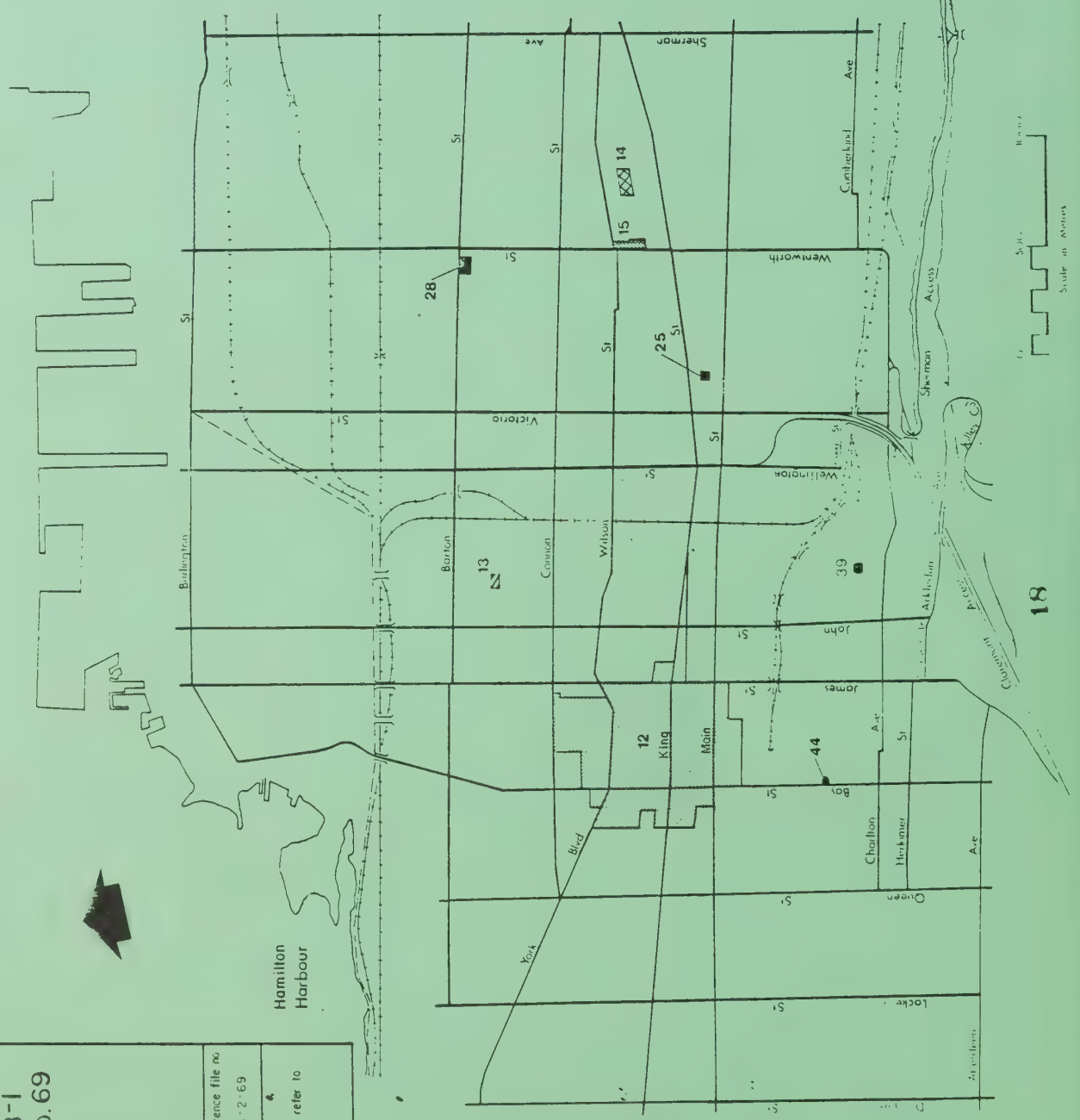
CL-M/dkp

WP 0015P

**schedule B-1
amendment no. 69**

to the
official plan
for the
city of hamilton

date DEC /1988	drawn by G G	reference file no. 6-2-69
<p>Special Policy Area 44 refer to Policy A 2 9 3.39</p>		
<p>legend 4</p>		



other special
policy areas

legend

- 12 refer to policy A.2.9.3.10
- 13 refer to policy A.2.9.3.11
- 14 refer to policy A.2.9.3.12
- 15 refer to policy A.2.9.3.13
- 25 refer to policy A.2.9.3.20
- 28 refer to policy A.2.9.3.23
- 39 refer to policy A.2.9.3.34

schedule B-1

to the official plan
for
the city of hamilton
september 1986

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 99 DUKE STREET
AND 191 BAY STREET SOUTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 69, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth under the Planning Act at the time of the passing of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-5 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "E-3" (High Density Multiple Dwellings) District to "DE-3" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-3" (Multiple Dwellings) District provisions applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 10C.(1) of By-law No. 6593, the following COMMERCIAL USE shall be permitted within the building existing on the day of the passing of this by-law:

1. offices for lawyers and accountants;

- (b) notwithstanding paragraph 4.(c) of Table 1 of Section 18A of By-law No. 6593, a minimum of 5 parking spaces shall be required;

- (c) notwithstanding Section 18A.1(d) and (e) of By-law No. 6593, no loading space shall be required;

- (e) notwithstanding Sections 18A.(11), (12)(a) and (14) of By-law No. 6593, one parallel parking space shall be permitted within the required front yard adjacent to the residential district to the east;
- (f) notwithstanding Section 18A.(1)(f) of By-law No. 6593, the aisle width for the designated parallel parking spaces shall be 3.0 m instead of the required 3.7 m minimum; and
- (g) notwithstanding Section 18A.(11)(b) of By-law No. 6593, one parallel parking space shall be permitted adjacent to the southerly and westerly lot lines.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1105.

5. Sheet No. W-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1105.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

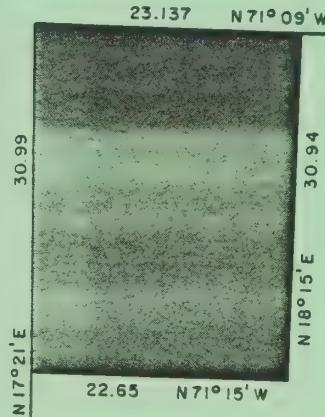
City Clerk

Mayor

(1988) 1 R.P.D.C. 14(b), December 13
 (1989) 21 R.P.D.C. 19, September 26
 Louis Levy, Prospective Owner
 ZA-88-90

DUKE STREET

BAY STREET SOUTH



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89 -
PASSED THE _____ DAY OF _____


Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89 -
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "E-3" (HIGH DENSITY MULTIPLE DWELLINGS) DISTRICT TO "DE-3" (MULTIPLE DWELLINGS) DISTRICT, MODIFIED.

North



Scale
NOT TO SCALE

Date
DEC. 19, 1988

Reference File No.
ZA 88-90

Drawn By
Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 99 DUKE STREET
AND 191 BAY STREET SOUTH

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 40 of the Planning Act, 1983], as amended by By-law No. 87-223, passed on the 28th day of July, 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

115. Lands located at Municipal Nos. 99 Duke Street and 191 Bay Street South, shown on Appendix 115 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275 as Appendix 115.

PASSED this day of A.D. 1989.

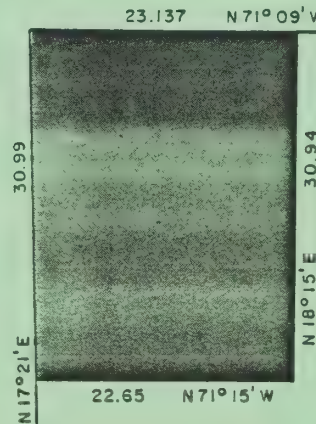
City Clerk

Mayor

(1988) 1 R.P.D.C. 14(c), December 13
Louis Levy, Prospective Owner
ZA-88-90

DUKE STREET

BAY STREET SOUTH



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89 -
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON
APPENDIX I15
TO BY-LAW NO. 79-275

AS AMENDED BY
BY-LAW NO. 87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands Designated Under this By-Law
as an area of Site Plan Control pursuant
to Section 40 of the Planning Act.

North



Scale
NOT TO SCALE

Date
DEC. 19, 1988

Reference File No.
ZA 88-90

Drawn By
Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 89-130

and

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE WEST SIDE OF UPPER JAMES STREET,
IN THE AREA SOUTH OF STONE CHURCH ROAD WEST
MUNICIPALLY KNOWN AS NO. 1400 UPPER JAMES STREET

WHEREAS By-law No. 89-130, passed by the Council of The Corporation of the City of Hamilton on the 25th day of April 1989, rezoned the lands located at Municipal No. 1400 Upper James Street from "AA" (Agricultural) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District (Block 1); "AA" (Agricultural) District to "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District (Block 2); "C" (Urban Protected Residential, etc.) District to "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District (Block 3); and "H" (Community Shopping and Commercial, etc.) District to "HH" - 'H' (Restricted Community Shopping and Commercial -Holding) District (Block 4), the extent and boundaries of of which Blocks 1, 2, 3 and 4, and are more particularly described in Schedule "A" annexed to and forming part of By-law No. 89-130;

AND WHEREAS section 2(a) of By-law No. 89-130 provides that upon installation of all such municipal sewers as the City deems necessary, the 'H' symbol shall be removed by amendment to By-law No 89-130;

AND WHEREAS the installation of municipal sewers was approved by Regional Council on the 3rd day of October 1989;

AND WHEREAS Bayfield Green Development Co. and The Corporation of the City of Hamilton have entered into an Agreement with respect to occupancy of the said buildings, pending completion of the installation of municipal sewers;

AND WHEREAS this by-law does not conflict with the intent of the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 1 of the 25th Report of the Planning and Development Committee at its meeting of 31 October 1989 directed that By-law No. 89-130 be amended to remove the holding ('H') symbol.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 89-130, passed on the 25th day of April 1989, to the "C" - 'H' (Urban Protected Residential, etc. - Holding) District designation of

Block 1 and the "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District designation of Blocks 2, 3 and 4, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 89-130 and forming part thereof, is hereby removed, and the development of the land comprised in Block 1 may proceed in accordance "C" (Urban Protected Residential, etc.) District provisions of Zoning By-law No. 6593 and the lands comprised in Blocks 2, 3 and 4 may proceed in accordance with the "HH" (Restricted Community Shopping and Commercial) District provisions of Zoning By-law No. 6583, subject to the special requirements referred to in section 3 of By-law No. 89-130.

2. Sheet No. W-9C of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1 of By-law No. 89-130, is further amended by changing from "C" - 'H' (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1, and by changing from "HH" - 'H' (Restricted Community Shopping and Commercial - Holding) District to "HH" (Restricted Community Shopping and Commercial) District, the lands comprised in Blocks 2, 3 and 4, the extent and boundaries of each of which Blocks are shown on a plan annexed as Schedule "A" to By-law No. 89-130 and forming part thereof.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District and "HH" District provisions, subject to the special requirements referred to in section 3 of By-law No. 89-130.

4. By-law No. 6593, as amended by By-law No. 89-130, passed on the 25th day of April 1989, is further amended by adding this by-law to section 19B as Schedule S-1061a.

5. Sheet No. W-9C of the District Maps, as amended by By-law No. 89-130, passed on the 25th day of April 1989, is further amended by marking the land referred to in section 2 of this by-law, S-1061a.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

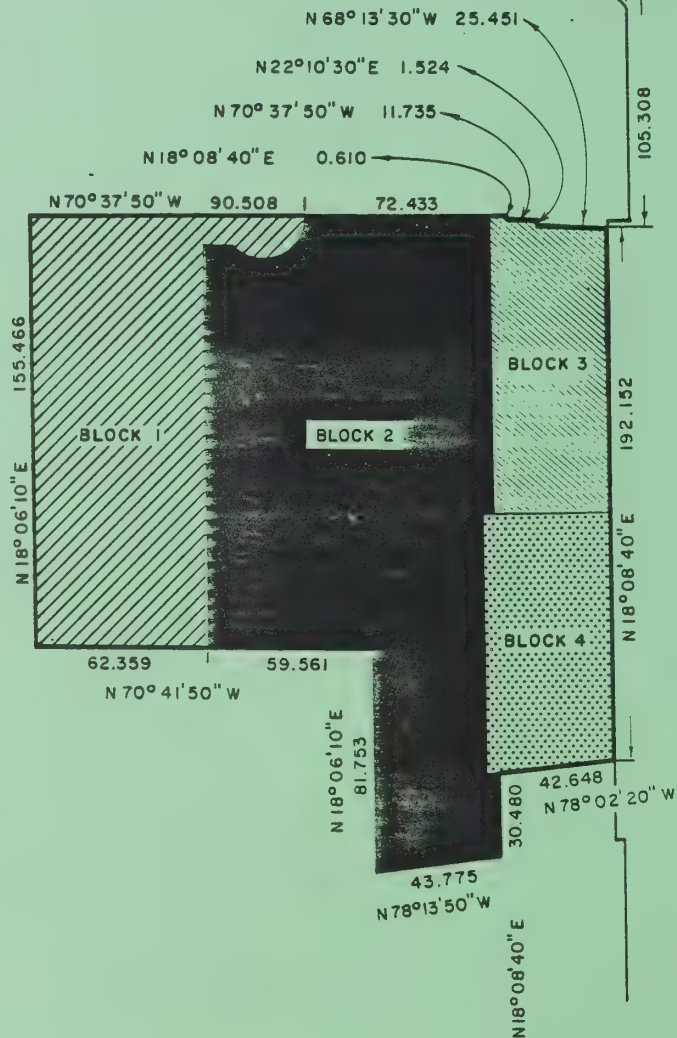
City Clerk

Mayor

(1989) 25 R.P.D.C. 1, October 31
Bayfield Green Development Co.,
Prospective Owner
ZA-89-100

STONE CHURCH ROAD WEST

NORTHEAST CORNER
OF LOT 15, CON. 8



UPPER JAMES STREET

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 89-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

BLOCK 1



BLOCK 2



BLOCK 3



BLOCK 4



LANDS TO BE REGULATED BY
BY-LAW NO. 89 -

North



Scale

NOT TO SCALE

Reference File No.

ZA 89-100

Date

OCTOBER 20, 1989

Drawn By

Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

By-law No. 89-249

Respecting:

RATES OR FARES TO BE CHARGED

WHEREAS Section 227 of the Municipal Act, R.S.O. 1980, c. 302, as amended, provides as follows:

227. By-laws may be passed by the councils of towns, villages and townships and by boards of commissioners of police of cities:

1. For licensing, regulating and governing teamsters, carters, draymen, owners and drivers of cabs, buses, motor or other vehicles used for hire or any class or classes thereof; for establishing the rates of fares to be charged by the owners or drivers of such vehicles for the conveyance of goods or passengers either wholly within the municipality or to any point not more than five kilometres beyond its limits, and for providing for the collection of such rates or fares; for limiting the number of cabs, buses, motor or other vehicles used for hire, or any class or classes thereof; and for revoking any such licence.

6. For licensing, regulating and governing taxi-cab brokers and for revoking any such licence and for requiring taxi-cab brokers to provide public liability, property damage, cargo or other insurance in the form and to the amounts of coverage prescribed in the by-law in respect of each taxi-cab operated in association with such broker and, where such insurance is not so provided, the council or board may refuse, refuse to renew or revoke any such licence.

(a) In this paragraph, "taxi-cab broker" means any person who accepts calls in any manner for taxi-cabs that are used for hire and that are owned by a person other than himself, his immediate family or his employer.

AND WHEREAS Section 160 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c. 437, as amended, provides as follows:

160. The council of the City of Hamilton may pass any by-law that a board of commissioners of police of a city is authorized to pass under the Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-323 on the 27th day of November 1979 to establish the City of Hamilton Licensing Code, 1979;

AND WHEREAS the Council of The Corporation of the City of Hamilton, passed By-law No. 89-249 on the 29th day of August 1989 to amend and consolidate Schedules 4 and 4a to Licensing By-law No. 79-323 respecting taxi-cabs and livery vehicles;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Items 1 and 2 of the 15th Report of the Legislation Committee at its meeting held on the 31st day of October 1989 directed that By-law No. 89-249 be amended as hereinafter provided;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 34, 35 and 36, being Part 12 of Schedule 4 to Licensing By-law No. 79-323, as enacted by By-law No. 89-249, are revoked and the following substituted therefor:

PART 12

Rates or Fares To Be Charged

34. A taxi-cab owner or taxi-cab driver shall charge for the conveyance of passengers either wholly within the City or to any point not more than three miles beyond its limit, only the rates or fares as follows:

1. Under agreement with the passenger, for each hour.....\$30.00;
2. For one or more passengers,
 - (i) for the first 1/9 of a kilometer or part thereof
.....\$ 2.00;
 - (ii) for each additional 1/9 of a kilometer or part thereof
.....\$.10;
 - (iii) for waiting after engagement, for each 20 seconds or part thereof after the first 20 seconds.....\$.10;
 - (iv) notwithstanding subparagraphs (i), (ii) and (iii), for each engagement, a minimum charge of
.....\$ 2.00;
 - (v) for loading and unloading groceries, luggage or other goods and chattels, for each 20 seconds or part thereof calculated after the first 20 seconds from the time the meter is turned on,
 - (a) at the commencement of the loading until completion of the loading.....\$.10;
 - (b) at the commencement of the unloading until completion of the unloading.....\$.10.

35. A meter may be so designed and adjusted that the fare shall be computed for time as well as distance, at 10 cents for each 20 seconds as above indicated, from the time or place when the passenger entered the taxi-cab, or from the first 20 seconds of waiting for the passenger as above indicated to the time or place at which the passenger discharged the cab, and the time for which the fare is chargeable shall include all unavoidable delays or stops.

36. (1) Rates or fares mentioned in section 34 shall be reduced by 10% for persons issued an Ontario Senior Citizens Privilege Card issued by the Provincial Ministry of Community and Social Services, where all passengers travelling in a taxi-cab are holders of said card.

(2) Every reduction in rates or fares referred to in subsection 1, shall be calculated to the highest full dollar registered on the taxi-meter or the minimum charge referred to in subparagraph (iv) of paragraph 2 of section 34, whichever is higher.

2. In all other respects, the provisions of Schedule 4 to Licensing By-law No. 79-323, as enacted by By-law No. 89-249, are hereby confirmed, unchanged.

3. This by-law comes into force and effect on the date of its passing and enactment.

PASSED this day of

A.D. 1989.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

By-law No. 89-249

Respecting:

TAXI-CABS AND LIVERY VEHICLES

WHEREAS Section 227 of the Municipal Act, R.S.O. 1980, c. 302, as amended, provides as follows:

227. By-laws may be passed by the councils of towns, villages and townships and by boards of commissioners of police of cities:

1. For licensing, regulating and governing teamsters, carters, draymen, owners and drivers of cabs, buses, motor or other vehicles used for hire or any class or classes thereof; for establishing the rates of fares to be charged by the owners or drivers of such vehicles for the conveyance of goods or passengers either wholly within the municipality or to any point not more than five kilometres beyond its limits, and for providing for the collection of such rates or fares; for limiting the number of cabs, buses, motor or other vehicles used for hire, or any class or classes thereof; and for revoking any such licence.

6. For licensing, regulating and governing taxi-cab brokers and for revoking any such licence and for requiring taxi-cab brokers to provide public liability, property damage, cargo or other insurance in the form and to the amounts of coverage prescribed in the by-law in respect of each taxi-cab operated in association with such broker and, where such insurance is not so provided, the council or board may refuse, refuse to renew or revoke any such licence.

(a) In this paragraph, "taxi-cab broker" means any person who accepts calls in any manner for taxi-cabs that are used for hire and that are owned by a person other than himself, his immediate family or his employer.

AND WHEREAS Section 160 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c. 437, as amended, provides as follows:

160. The council of the City of Hamilton may pass any by-law that a board of commissioners of police of a city is authorized to pass under the Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 79-323 on the 27th day of November 1979 to establish the City of Hamilton Licensing Code, 1979:

AND WHEREAS the Council of The Corporation of the City of Hamilton, passed By-law No. 89-249 on the 29th day of August 1989 to amend and consolidate Schedules 4 and 4a to Licensing By-law No. 79-323 respecting taxi-cabs and livery vehicles;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 3 of the 15th Report of the Legislation Committee at its meeting held on the 31st day of October 1989 directed that By-law No. 89-249 be amended as hereinafter provided;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 23 of Schedule 4 to Licensing By-law No. 79-323, as enacted by section 1 of By-law No. 89-249 is revoked and the following substituted therefor:

23. (1) Notwithstanding any other provision of this Schedule, where an application is made to have a name entered on the Taxi-cab Priority List, the application shall not be approved and the applicant's name shall not be entered on the Taxi-cab Priority List unless the applicant complies with the following regulations:

1. The applicant shall file with the Licence Administrator, as part of the application on FORM 1 annexed hereto as Schedule "A",

(a) a statutory declaration on FORM 1 that he or she is presently and actively engaged full-time in the City of Hamilton taxi-cab industry as,

- (i) a taxi-cab owner,
- (ii) a licensed taxi-cab driver,
- (iii) a taxi-cab dispatcher, or
- (iv) a taxi-cab telephone service operator,

for a period of not less than one (1) full year immediately preceding the date of the application for entry on the Taxi-cab Priority List, and

(b) either,

(i) a certified true copy by Revenue Canada of income tax returns for the calendar year immediately preceding the date of the application, and/or

(ii) any one of, or any combination of, the following in respect of the one year immediately preceding the date of the application,

1. certified copy of record of employment,
2. statement(s) of insurable earnings as issued by the Unemployment Insurance Commission,
3. statement(s) of contributions to the Canada Pension Plan as issued by Revenue Canada,
4. monthly charge statements as issued by a taxi-cab broker operating in the City of Hamilton,
5. original trip records, or
6. such other or equivalent documentation as the Licensing Committee may accept.

(2) (a) For the purposes of subsection (1)1(a)(ii),

(i) "one full year" shall mean not less than 100 shifts or the equivalent thereof;

(ii) "shift" shall mean a period of not less than 12 consecutive hours;

(b) for the purposes of subsection (1)1(a)(iii) and (iv),

(i) "one full year" shall mean not less than 150 shifts or the equivalent thereof;

(ii) "shift" shall mean a period of not less than 8 consecutive hours.

2. Section 24(1) of Schedule 4 to Licensing By-law No. 79-323, as amended by section 1 of By-law No. 89-249, is revoked and the following substituted therefor:

24. (1) Applications for renewal of a name that has been entered on the Priority List must be filed annually with the Licence Administrator, no later than the 30th day of September.

3. Section 25 of Schedule 4 to Licensing By-law No. 79-323, as enacted by section 1 of By-law No. 89-249, is revoked and the following substituted therefor:

25. (1) Notwithstanding any other provision of this Schedule, no licence shall be issued to an applicant whose name has been entered on the taxi-cab Priority List unless the applicant complies with the following regulations:

1. The applicant shall file with the Licence Administrator within 14 days of the date of notice by the Licence Administrator and prior to consideration of the application by the Committee,

- (a) a statutory declaration on FORM 1A annexed hereto as Schedule "B" that he or she has actually engaged in operating a taxi-cab full-time in the City as,

- (i) a taxi-cab owner,
- (ii) a licensed taxi-cab driver,
- (iii) a taxi-cab dispatcher, or
- (iv) a taxi-cab telephone service operator,

for a period of not less than two (2) full and consecutive years immediately preceding the date of consideration of the application by the Licence Committee; and

- (b) either,

- (i) a certified true copy by Revenue Canada of income tax returns for two consecutive years immediately preceding the date of consideration of the application by the Licence Committee; and/or

- (ii) any one of, or any combination of the following in respect of the two consecutive years immediately preceding the date of consideration of the application by the Licence Committee:

1. certified copy of record of employment,
2. statement(s) of insurable earnings as issued by the Unemployment Insurance Commission,
3. statement(s) of contributions to the Canada Pension Plan as issued by Revenue Canada,
4. monthly charge statements as issued by a taxi-cab broker operating in the City of Hamilton,
5. original trip records, or

6. such other or equivalent documentation as the Licensing Committee may accept.

(2) (a) For the purposes of subsection (1)1(a)(ii),

- (i) "one full year" shall mean not less than 100 shifts or the equivalent thereof;
 (ii) "shift" shall mean a period of not less than 12 consecutive hours;

(b) for the purposes of subsection (1)1(a)(iii) and (iv),

- (i) "one full year" shall mean not less than 150 shifts or the equivalent thereof;
 (ii) "shift" shall mean a period of not less than 8 consecutive hours.

(3) Where an applicant does not comply with the requirements of subsections 1 and 2, his or her name shall be deleted from the Taxi-cab Priority List and no licence shall be issued to that applicant.

(4) Subject to subsection 5, and notwithstanding subsection 3, the Licence Committee may, upon request of the applicant, defer the consideration of the application for a taxi-cab owner's licence from the Taxi-cab Priority List for not more than 2 years from the date of enactment of the by-law in order to permit the applicant a maximum of two years from the date of enactment of this section to comply with the requirements of subsections 1 and 2.

(5) Nothing in subsection 4 shall obligate the Licence Committee to grant a request for deferral.

4. (1) Section 27 of Schedule 4 to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is revoked and the following substituted therefor:

27. Where an applicant is not the holder of a licence as a taxi-cab owner under this Schedule, a licence issued to the applicant from the Priority List shall not be approved for transfer or transferred for a period of at least five consecutive years from the date of issuance of the licence from the Priority List to the applicant.

(2) Section 28 of Schedule 4 to Licensing By-law No. 79-323, as enacted by Section 2 of By-law No. 89-249, is revoked and the following substituted therefor:

28. Where the applicant is the holder of one or more licences as a taxi-cab owner under this Schedule, and one or more additional owner's licences are subsequently issued to the applicant from the Priority List, any previously issued owner's licence including the owner's licence issued from the Priority List shall not be approved for transfer or transferred for a period of at least five consecutive years from the date of issuance of the most recent licence from the Priority List, unless the most recently issued licence from the Priority List is surrendered to the Licence Committee for cancellation.

5. (1) Subsection 6(1) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is deleted and the following substituted therefor:

6. (1) Every applicant for an owner's licence or a renewal thereof and every applicant for a driver's licence or a renewal thereof, except where the applicant is the holder of a current and valid licence issued to a taxi-cab driver under Schedule 4, shall attend at the office of the Issuer of Licences and make and file an application in person and not by an agent or representative.

(2) Subsection 6(4) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is amended by deleting the word "owner" in the second line and inserting in lieu thereof the word "driver".

(3) Section 7(1) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is amended by deleting the following clause,

"Every applicant for licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,"

and substituting in lieu thereof the following clause:

"Except where the applicant is the holder of a current licence issued to a taxi-cab driver under Schedule 4, every applicant for a driver's licence shall, before a licence is issued, undertake and successfully complete one or more written tests pertaining to his or her knowledge of,".

(4) Section 8(1) of Schedule 4a to Licensing By-law No. 79-323, as enacted by section 2 of By-law No. 89-249, is amended by deleting the word "medial" in the third line and inserting in lieu thereof the word "medical".

6. Schedule "A" to By-law No. 89-249 is hereby deleted and Schedule "A" annexed hereto is substituted therefor.

7. In all other respects, the provisions of Schedules 4 and 4a to Licensing By-law No. 79-323, as enacted by By-law No. 89-249, are hereby confirmed, unchanged.

8. Schedules "A" and "B" annexed hereto are included in and form part of this by-law.

9. This by-law comes into force and effect on the date of its passing and enactment.

PASSED this day of A.D. 1989.

City Clerk

Mayor

FOR ENTRY ON TO THE TAXICAB PRIORITY LIST To
By-law No. 89-
FOR THE ISSUANCE OF A CITY OF HAMILTON TAXICAB OWNER'S LICENCE

TO: THE CITY OF HAMILTON

1. I _____ hereby apply for entry on the Taxicab Priority List.

I hereby declare that I am employed FULL-TIME (as defined in Section 23 of Schedule 4 of By-law 79-323, as enacted by By-law 89-249) as a taxicab owner, taxicab driver, taxicab dispatcher or taxicab telephone service operator and have been employed for a period of not less than one (1) full year immediately preceding the date of this application for entry on the Taxicab Priority List.

Declared before me at the
City of Hamilton in the
Regional Municipality of
Hamilton-Wentworth this
_____ day of _____
19____.

APPLICANT

ADDRESS

A COMMISSIONER, ETC.

TELEPHONE NUMBER

2. I understand that the conditions on which you now issue a taxicab owner's plate are set out in Schedule 4 of By-law 79-323, as enacted by By-law 89-249 and, in particular, I understand:
- (a) that the applicant has actually been engaged in the taxicab industry full-time (as defined in Section 25 of Schedule 4) in the City as a taxicab owner, taxicab driver, taxicab dispatcher or taxicab telephone service operator for a period of not less than two (2) consecutive years immediately preceding the date of consideration of the application by the Licence Committee.
 - (b) that the applicant has not granted, assigned, conveyed, transferred or otherwise passed on by sale, gift or otherwise the use or possession of any other owner's licence issued to him under Schedule 4, for a period of not less than two consecutive years immediately preceding the date of consideration of the application by the Licence Committee.
 - (c) that where an applicant is not the holder of a licence as a taxicab owner under Schedule 4, an owner's licence issued to the applicant shall not be approved for transfer or transferred for a period of at least five (5) consecutive years from the date of issuance of an owner's licence to the applicant.
 - (d) that an applicant, being the holder of an owner's licence, upon issuance of a licence from the Priority List shall not transfer any owner's licence, nor shall such transfer be approved, for a period of 5 years from the date of issuance of the most recent owner's licence from the Priority List, unless the applicant first surrenders any owner's licence received from the Priority List within the last 5 years.
 - (e) that the applicant must provide a suitable vehicle with the necessary equipment for the taxi industry, as set out in Paragraph 2 of Section 12 of Schedule 4, and be operational within thirty (30) days of the date of approval of the application.
 - (f) the licence shall remain the property of the Corporation of the City of Hamilton and if the recipient fails to abide by any of the aforementioned terms, the licence shall be revoked by the City.

PLEASE NOTE: IT IS THE APPLICANT'S RESPONSIBILITY TO INFORM THE CITY'S LICENCE DIVISION OF ANY CHANGES IN ADDRESS OR TELEPHONE NUMBER.

I HEREBY ACKNOWLEDGE RECEIPT OF A COPY OF THIS APPLICATION _____



Schedule "B"

To

By-law No. 89-

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

APPLICATION AND STATUTORY DECLARATION FOR A PRIVATE CAB OWNER LICENCE

FORM 1A

(Please Print)

NAME _____
SURNAME CHRISTIAN OR GIVEN NAME
ADDRESS _____

NAME AND ADDRESS OF BROKER YOU WILL BE ASSOCIATED WITH IF GRANTED A LICENCE

I HEREBY DECLARE THAT I HAVE NOT GRANTED, ASSIGNED, CONVEYED, TRANSFERRED OR OTHERWISE PASSED ON BY SALE, GIFT OR OTHERWISE, THE USE OR POSSESSION OF ANY OTHER LICENCE ISSUED TO ME FOR A PERIOD OF NOT LESS THAN TWO CONSECUTIVE YEARS IMMEDIATELY PRECEDING THE DATE OF CONSIDERATION OF THIS APPLICATION BY THE LICENCE COMMITTEE.

I HEREBY FURTHER DECLARE THAT I AM EMPLOYED FULL-TIME (AS DEFINED IN SECTION 25(2)(A,B) OF BY-LAW 89-249) AS A: (Check One)

TAXICAB OWNER (), DRIVER (), DISPATCHER (), TELEPHONE SERVICE OPERATOR ()

AND HAVE BEEN EMPLOYED FOR A PERIOD OF NOT LESS THAN TWO YEARS IMMEDIATELY PRECEDING THE DATE OF CONSIDERATION OF THIS APPLICATION BY THE LICENCE COMMITTEE.

ARE YOU PRESENTLY EMPLOYED OTHER THAN IN THE TAXICAB INDUSTRY _____

NAME OF EMPLOYER _____

IS THE EMPLOYMENT FULL-TIME OR PART-TIME _____

I, _____, do hereby declare that the information given in this application and any supporting documents is true, correct and complete in every respect, AND I make this solemn declaration conscientiously believing it to be true and knowing it is of the same force and effect as if made under oath and by virtue of THE CANADA EVIDENCE ACT.

DECLARED before me at the City of _____)
Hamilton, in the Regional-Municipality)
of Hamilton-Wentworth, _____)

this _____ day of _____)
1989. _____)

_____) Signature of Applicant
A Commissioner, etc.

BY-LAW NO. 89 -

URBAN MUNICIPAL
NOV 27 1989
GOVERNMENT DOCUMENTS

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 28th DAY OF NOVEMBER A.D., 1989.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1989

CITY CLERK

1

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO CLOSE AND SELL THE EASTERLY PORTION OF BRENDA STREET,
EAST OF ELEANOR AVENUE, SHOWN AS PARTS 1 AND 2, ON PLAN 62R-10213

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302, to stop-up and sell any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 14 of the 12th Report of the Transport and Environment Committee, on August 30, 1988, directed that that portion of the highway municipally known as Brenda Street, the extent and boundaries of which are more particularly described in Schedule "A" attached hereto, be stopped-up, closed and sold.

AND WHEREAS Steinnagel Construction Limited is the abutting owner to the north of the highway;

AND WHEREAS Bar-Brock Enterprises Ltd. is the abutting owner to the south of the highway;

AND WHEREAS the Board of Education is the abutting owner to the east of the highway;

AND WHEREAS the Board of Education has not objected to the stopping-up, closing and sale of that portion of Brenda Street designated as Parts 1 and 2 on Plan 62R-10213;

AND WHEREAS Notice of this by-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The highway described in Schedule "A" hereto annexed and forming part of this by-law is hereby stopped-up.
2. Steinnagel Construction Limited may purchase the northerly portion of the said highway hereby stopped-up for the sum of TWENTY-EIGHT THOUSAND DOLLARS (\$28,000.00).
3. Bar-Brock Enterprises Ltd. may purchase the southerly portion of the said highway hereby stopped-up for the sum of TWENTY-EIGHT THOUSAND DOLLARS (\$28,000.00).
4. If the said above-mentioned Steinnagel Construction Limited and/or Bar-Brock Enterprises Ltd. do not purchase the said highway within 60 days of the date of passing of this by-law, the sale of the said property may be authorized to any other person as may be approved by a subsequent by-law.
5. This by-law comes into force and effect on the day on which it receives approval of the Minister of Municipal Affairs.

PASSED this day of , A.D. 1989.

2

City Clerk

Mayor

(1988) 12 R.T.E.C. 14, August 30

SCHEDULE 'A'

Part of Brenda Street (formerly Isobelle Street)
as changed by By-law No. 9447,
registered as Instrument No. 175251 H.L., Registered Plan 853,
designated as Parts 1 and 2 on Plan 62R-10213.

City of Hamilton

Regional Municipality of Hamilton-Wentworth

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO CLOSE AND RETAIN A PORTION OF BELVIEW AVENUE
DESIGNATED AS PART 3 ON PLAN 62R-10402 AND
BECK STREET DESIGNATED AS PART 19 ON PLAN 62R-6147

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 to stop-up any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 12(a) of the 11th Report of the Transport & Environment Committee on July 26, 1988, directed that those portions of the highways known as Belview Avenue and Beck Street, more particularly described in Schedules "A" and "B" attached hereto, be stopped-up, closed and retained.

AND WHEREAS Notice of this By-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport & Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That portions of the highways described in Schedules "A" and "B" attached hereto and forming part of this by-law are hereby stopped-up.
2. This by-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 11 R.T.E.C. 12(a), July 26

SCHEDULE 'A'

Part of Belview Avenue, according to Registered Plan Number 419
City of Hamilton
Regional Municipality of Hamilton-Wentworth
designated as Part 3, Plan 62R-10402.

SCHEDULE 'B'

All of Beck Street as established by City of Hamilton By-law
Number 2790, Registered as Instrument No. 746 By-law (being
formerly all of Lot 282 according to Registered Plan Number 378
and the northerly 15.0' from front to rear of Lot 21 and the
southerly 10.0' from front to rear of Lot 20 according to
Registered Plan Number 419).

City of Hamilton
Regional Municipality of Hamilton-Wentworth
designated as Part 19, Plan 62R-6147.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE BLOCK "B", PLAN 62M-225
INTO CASTLE STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Castle Street by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Castle Street.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) R.T.E.C. , November 28

SCHEDULE 'A'

Part of Parcel Reserves -1, Section 62M-225

Being all of Block "B", Plan 62M-225

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 10 (Stops at Intersections) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Gurnett	Westbound	Omni
Upper Horning	Eastbound	Omni
Omni	Northbound	Gurnett/Upper Horning
Caswell	Eastbound	Greenguild
Francesca	Westbound	Greenguild
Greenguild	Southbound	Gurnett
Markson	Southbound	Landron
Barlake	Eastbound and Westbound	Violet
Reid	Northbound and Southbound	Main".

2. Schedule 29 (No Stopping Areas) is hereby amended by adding thereto the following items, namely:-

"Palmer	East	Reno to 68 feet northerly	Anytime
Roxborough	South	westerly end to 41 feet east	Anytime".

3. Schedule 31 (School Bus Loading Zones) is hereby amended by deleting therefrom the following item, namely:

"Kingslea West	50 feet	commencing at a point	7:00am-6:00pm
		219 feet south of	Monday to
		Broker	Saturday".

and by adding thereto the following item, namely:-

"Kingslea West	87 feet	commencing at a point	7:00am-6:00pm
		180 feet south of	Monday to
		Broker	Saturday".

PASSED THIS

DAY OF

. A.D. 198

CITY CLERK_____
MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 25A (Parking Time Limits) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended:

(a) by adding to Section 7 (Three Hour Limit) the following items, namely:-

"Robinson	Both	Hess to Caroline
Shaw	North	Wentworth to Cheever".

(b) by adding to Section 26 (One Hour Limit) the following item, namely:-

"West 32nd	Both	Sanatorium to Elmwood".
------------	------	-------------------------

(c) by adding to Section 5 (One Hour Limit) the following item, namely:-

"Emerald	Both	Main to Hunter".
----------	------	------------------

(d) by deleting from Section 8 (Two Hour Limit) the following item, namely:-

"Kingsway	South and East	John to Arkledun".
-----------	----------------	--------------------

2. Schedule 25 (Parking Time Limits) is hereby amended by deleting from Section 7 (Three Hour Limit) the following item, namely:-

"Shaw	Both	Cheever to Wentworth".
-------	------	------------------------

3. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"McElroy	South	Upper Wellington to 54 feet west
Guildwood	North	Gilcrest to Greencedar
Shaw	South	Wentworth to Cheever
Glen Forest	North	Glencastle to 137 feet east".

4. Schedule 27 (Alternate Side Parking) is hereby amended by adding thereto the following item, namely:-

"Queen Victoria	East and North	West and South".
Loconder to Queensbury		

and by deleting therefrom the following item, namely:-

"Shaw Street	South	North".
Cheever Street to Wentworth Street	North	

5. Schedule 34 (Sticker Permit Parking) is hereby amended by adding thereto the following items, namely:-

"Harrison	South	commencing 202 feet east of Anytime
		Kenilworth to a point 22 feet
		easterly therefrom
Kingsway	South	John to 180 feet east Anytime".

PASSED THIS DAY OF , A.D. 198

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

By-law No. 82-133

Respecting:

PLUMBING INSPECTORS

WHEREAS By-law No. 82-133, passed on the 29th day of June 1982, provided for the appointment of the chief building official and building inspectors as Plumbing Inspectors under Section 46 (1)(a) of the Ontario Water Resources Act, R.S.O. 1980, Chapter 361;

AND WHEREAS By-law No. 82-133 was amended by By-law No. 86-314, passed on the 11th day of November 1986 to annex thereto Schedule "A" containing a list of the appointed Plumbing Inspectors;

AND WHEREAS it is intended to revise the list of appointed Plumbing Inspectors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 82-133, as enacted by By-law No. 86-314, is repealed and the following substituted therefor:

Schedule "A"

To

By-law No. 82-133

The following persons are hereby appointed Plumbing Inspectors to enforce the Ontario Water Resources Act in the City of Hamilton:

Konrad Brenner
Laverne Carron
Phil Chabot
George Clarke
Jim Connors
Oresto Difonte
Jim Duffy
Robert Felker
Rick Guyatt

Harold Hummel
Jack Lethbridge
Jim Manta
Gord McCallum
Jim McDonald
Richard Podolsky
Albert Riley
Irwin Schwartz
Ray Wood

2. In all other respects, By-law No. 82-133, as amended by By-law No. 86-314, is hereby confirmed, unchanged.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 24 R.P.D.C. 2, October 31

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 992 MONTCLAIR AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District provisions as contained in Section 10 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding Section 2(2)(A)(xiiia) of By-law No. 6593, accessory offices, staffing and counselling shall be permitted within the existing building at No. 992 Montclair Avenue, only in conjunction with Hope Haven Homes located at No. 984 Montclair Avenue;
- (b) notwithstanding Section 10(1)(i) of By-law No. 6593, no use of the property located at No. 992 Montclair Avenue for the shelter of residents at Hope Haven Homes shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1138.

4. Sheet No. E-45 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1138.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 21 R.P.D.C. 16, September 26
Hope Haven Homes Ltd., Prospective Owner
ZA-89-47

MONTCLAIR AVENUE

N 18° 00' E
10.16

10.16
N 18° 00' E

28.25
N 70° 16' W

28.25
N 70° 16' W

OTTAWA STREET SOUTH

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

LANDS TO BE REGULATED
BY BY-LAW NO. 89 -

North 	Scale NOT TO SCALE	Reference File No. ZA 89-47
	Date SEPT. 20, 1989	Drawn By Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT
MUNICIPAL NOS. 1275 AND 1317 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, the land comprised in Block 1;
- (b) by changing from "AA" (Agricultural) District to "CR-1" (Commercial-Residential) District, the land comprised in Blocks 2 and 3;
- (c) by changing from "C" (Urban Protected Residential, etc.) District to "CR-1" (Commercial-Residential) District, the land comprised in Blocks 4 and 5,

the extent and boundaries of each of which Blocks 1, 2, 3, 4 and 5 are shown on a plan hereto annexed as Schedule "A".

2. The "CR-1" (Commercial-Residential) District provisions, as contained in Section 15B of Zoning By-law No. 6593, applicable to the lands referred to in section 1(b) and (c), are amended to the extent only of the special requirements that,

- (a) notwithstanding Section 15B(8)(a) of By-law No. 6593, no building or structure shall exceed eight storeys or 26.0 m in height;
- (b) a landscaped planting strip not less than 6.0 m in width shall be provided and maintained along the easterly property line of Blocks 2 and 3;
- (c) a visual barrier not less than 1.2 m in height and not more than 2.0 m in height shall be provided and maintained within the required 6.0 m wide landscaped planting strip along the easterly property line of Blocks 2 and 3.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "CR-1" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1132.

5. Sheet No. E-9C of the District Maps is amended by marking the lands referred to in section 1(b) and (c) of this by-law, S-1132.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 16 R.P.D.C. 21(C), June 27
Hampshire Properties Inc.,
Arthur Weisz Real Estate Limited and
Hyman Richter, Owners .
ZA-88-131

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

As Amended By:

Zoning By-law No. 66-323

Respecting:

LAND LOCATED AT MUNICIPAL NO. 2825 KING STREET EAST

WHEREAS By-law No. 6593 was passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 66-323 on the 20th day of December 1966 to change the zoning of the lands located north of King Street East in the area between Owen Place and the East City Limit from "HH" (Restricted Community Shopping and Commercial) District and "AA" (Agricultural) District to "E-2" (Multiple Dwellings) District, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 24th day of February 1967, (File No. P. 3002-67);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 7 of the 9th Report of the Planning and Development Committee at its meeting held on the 11th day of April 1989 directed that Zoning By-law No. 6593, as amended by By-law No. 66-323, be further amended to establish a special requirement under Section 19B of By-law No. 6593 with respect to the land located at Municipal No. 2825 King Street East;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-2" (Multiple Dwellings) District provisions, as contained in Section 11B of By-law No. 6593, as amended by By-law No. 66-323, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the following special requirement that,

- (a) no vehicular access to or egress from Owen Place shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-2" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-34a.

4. Sheet No. E-106 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-34a.

5. Sections 2, 3 and 4 of By-law No. 66-323 are hereby revoked.

6. In all other respects, By-law No. 66-323 is hereby confirmed, unchanged.

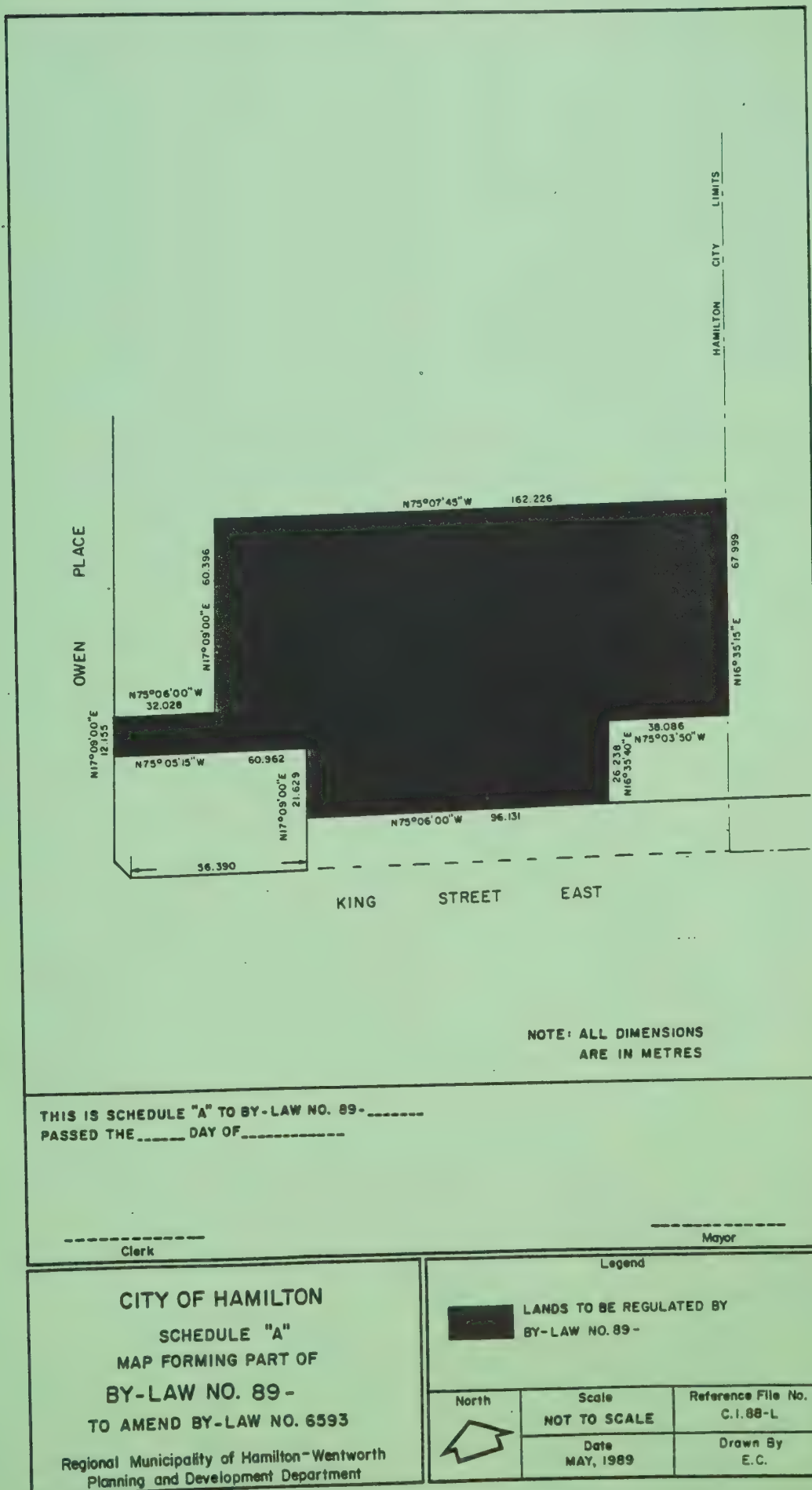
7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 9 R.P.D.C. 7, April 11
City Initiative 88-L
The Regional Municipality of Hamilton-Wentworth



The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1515 UPPER OTTAWA STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-12" (Prestige Industrial) District provisions, as contained in Section 17D of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

- (a) notwithstanding Section 17D(1)(b) of By-law No. 6593, the following COMMERCIAL USES shall also be permitted:

<u>Identification Number</u>	<u>Commercial Use</u>
9961	Ticket and Travel Agencies
6413	Other General Merchandise Stores, restricted to 2.1 A variety store.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-12" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1136.

4. Sheet No. E-59D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1136.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of , A.D. 1989.

City Clerk

Mayor

(1989) 19 R.P.D.C. 27(B), August 29
658414 Ontario Inc., Owner
ZA-89-36

UNSWORTH DRIVE

UPPER OTTAWA STREET



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE ____ DAY OF _____

Clerk


Mayor


CITY OF HAMILTON

SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS TO BE REGULATED
BY BY-LAW NO. 89-

North 	Scale NOT TO SCALE	Reference File No. ZA 89-36
	Date AUG. 21, 1989	Drawn By Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Adopt:

Official Plan Amendment No. 82

Respecting:

LANDS LOCATED AT THE NORTH-WEST CORNER OF LIMERIDGE ROAD EAST
AND UPPER GAGE AVENUE,
WITHIN THE LAWFIELD NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 82 to the Official Plan of the Hamilton
Planning Area consisting of Schedule 1, hereto annexed and forming
part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval
of the Official Plan Amendment referred to in section 1 above, as
may be requisite, be obtained and for the doing of all things for
the purpose thereof.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 26 R.P.D.C. 15(A), November 14
Edward Powell, Prospective Owner
ZA-89-79

Amendment No. 82
to the
City of Hamilton Official Plan

The following text, together with Schedule "A", attached hereto, constitutes Official Plan Amendment No. 82.

Purpose

The purpose of this Amendment is to redesignate the subject lands from "Residential" to "Commercial" on Schedule "A" - Land Use Concept of the Official Plan.

Location

The lands affected by this Amendment are located at the north-west corner of Limeridge Road East and Upper Gage Avenue, within the Lawfield Neighbourhood.

Basis

The proposal is to develop the subject lands for a funeral home and one residential apartment dwelling. Council has deemed the proposal appropriate development at this location, and compatible with the surrounding land use pattern.

Actual Change

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Commercial", as shown on the attached Schedule "A" of this Amendment.

Implementation

A Zoning By-law amendment will give effect to the intended use of the subject lands.

This is Schedule "1" to By-law No. 89- , passed on the day of , 1989.

The Corporation of the
City of Hamilton

City Clerk

Mayor

schedule A amendment no. 82

to the
official plan
for the
city of hamilton

legend
area to be changed from
"Residential" to "Commercial"

date	drawn by	reference file no
Nov 11, 1989	R.L.	6 2 82

DEFERRED NO D-6
UNDER SECTION 14(1) OF
THE PLANNING ACT



land use concept

legend

- Residential
- Commercial
- Industrial
- Office
- Public
- Recreation
- Transportation
- Utilities
- Other

* indicates area to be changed from "Residential" to "Commercial"

schedule A

to the official plan

for the city of hamilton

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1355 UPPER WELLINGTON STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) District provisions, as contained in Section 7A of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding Section 7A(1) of By-law No. 6593, a day nursery for a maximum of 125 children shall be permitted only within the existing church building;
- (b) notwithstanding Section 18A(1) of By-law No. 6593, not less than 21 parking spaces shall be provided for the day nursery referred to in (a).

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1149.

4. Sheet No. E-18C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1149.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 26 R.P.D.C. 12, November 14
Bethel Gospel Tabernacle Church,
Prospective Owner
ZA-89-75

UPPER WELLINGTON STREET

79.45 N 18° 36' 40" E

204.83 N 71° 31' 20" W

204.83 N 71° 31' 20" W

79.45 N 18° 36' 40" E

271.44

SOUTH WEST CORNER
OF LOT 12 - CON. 7

STONE CHURCH ROAD EAST

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON

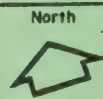
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED
BY BY-LAW NO. 89-



North

Scale
NOT TO SCALE

Reference File No.
ZA 89-75

Date
NOV. 14, 1989

Drawn By
Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 57 RYMAL ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. W-9D and W-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in section 14A of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirement that,

- (a) a landscaped planting strip not less than 3.0 m in width and a visual barrier not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the entire southerly rear lot line.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1145.

5. Sheets No. W-9D and W-9E of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1145.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

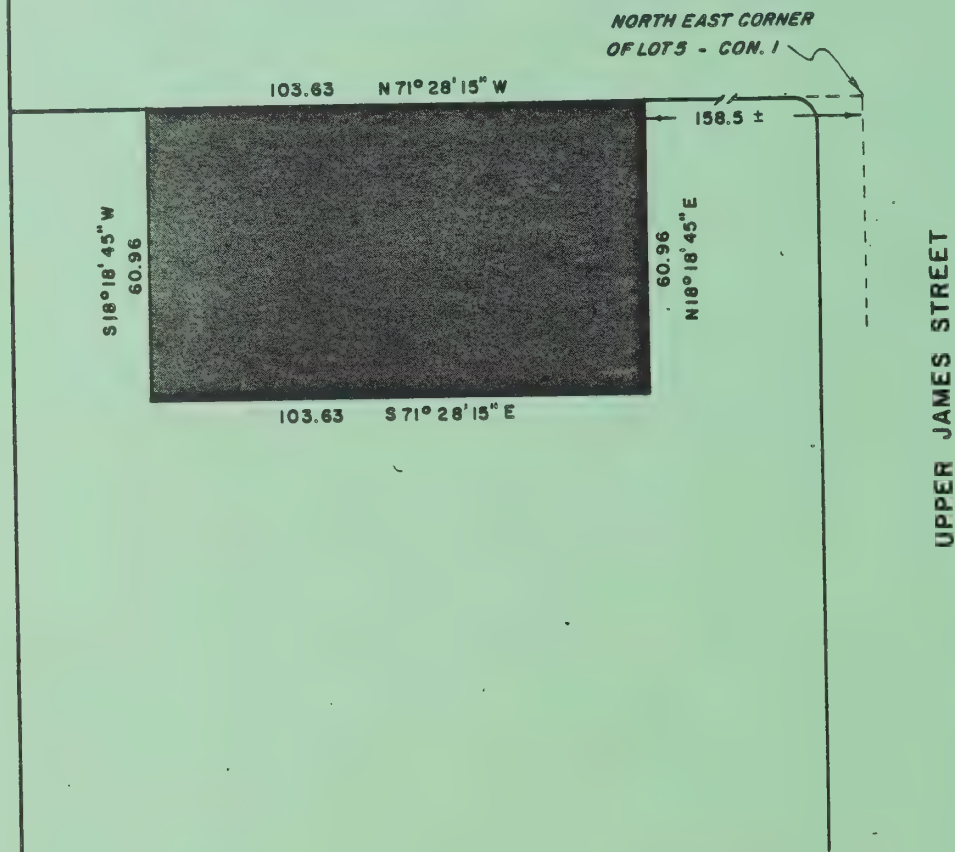
PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 24 R.P.D.C. 14, October 31
Angelina Vucetich, Owner
ZA-89-71

RYMAL ROAD WEST



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____


Clerk


Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "C" (URBAN
PROTECTED RESIDENTIAL, ETC.)
DISTRICT TO "HH" (RESTRICTED
COMMUNITY SHOPPING AND COM-
MERCIAL) DISTRICT, MODIFIED.

North 	Scale NOT TO SCALE	Reference File No. ZA 89-71
	Date OCTOBER 1989	Drawn By Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 905 RYMAL ROAD EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G" (Neighbourhood Shopping Centre, etc.) District provisions, as contained in Section 13 of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

- (a) notwithstanding the provisions of Section 13.(1) of By-law No. 6593, shopping centre identification signs shall be permitted in accordance with Section 13A(1)(xii);
- (b) notwithstanding the provisions of Section 13.(3) of By-law No. 6593, any shopping centre identification sign shall be set back not less than 3.0 m from any street line;
- (c) any shopping centre identification sign shall be set back not less than 3.0 m from the nearest access driveway;
- (d) any shopping centre identification sign shall have a minimum clear height of 3.0 m from the ground to the bottom of the sign.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1141.

4. Sheet No. E-49D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1141.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 23 R.P.D.C. 14, October 10
Landawn Shopping Centres, Owner
ZA-89-41

AVENUE

GAGE

UPPER



RYDAL

ROAD

EAST

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 89-.....
Passed the day of, 1989.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



Lands to be regulated by
By-Law No. 89-.....

North



33

Scale
NOT TO SCALE

Date
OCTOBER, 1989

Reference File No.
ZA - 89 - 41

Drawn By
T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 167 HUNTER STREET EAST

WHEREAS By-law No. 6593 was passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 88-192 on the 27th day of July 1988 to change the zoning from "L-mr-2" (Planned Development - Multiple Residential) District to "E-3" (High Density Multiple Dwellings) District and established special requirements under Section 19B of Zoning By-law No. 6593 in respect of the land located at Municipal Nos. 159-179 Hunter Street East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with Section 34 (19) of the Planning Act, 1983, S.O. 1983, c. 1;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 18 of the 24th Report of the Planning and Development Committee at its meeting held on the 31st day of October 1989, directed that Zoning By-law No. 6593 be further amended to establish an additional requirement under Section 19B of Zoning By-law No. 6593 in respect of the lands located at Municipal No. 167 Hunter Street East, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-3" (High Density Multiple Dwellings) District provisions, as contained in Section 11C of Zoning By-law No. 6593, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirement that,

- (a) notwithstanding Section 11C(1) of By-law No. 6593, the following additional uses shall be permitted:

COMMERCIAL USE:

- (1) a professional person's office, excluding a medical office, within the existing one-storey building located at No. 167 Hunter Street East;

ACCESSORY USE:





- (1) one ground sign or projecting sign having an area of not more than 0.4 m², non-illuminated or illuminated by non-flashing indirect or interior means only, located at least 1.5 m from the nearest street line in connection with the Commercial Use.
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-3" District provisions, subject to the special requirement referred to in section 1.
3. The provisions of By-law No. 88-192 are hereby confirmed, unchanged.
4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1078a.
5. Sheet No. E-5 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1078a.
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 24 R.P.D.C. 18, October 31
Center Gate Properties Ltd., Owner
ZA-89-69

<div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;"> <p>N 69° 54' 35" W 23.305</p> </div> <div style="text-align: center;"> <p>N 69° 51' 30" W 23.305</p> </div> <div style="text-align: center;"> <p>N 69° 49' 35" W 23.305</p> </div> </div> <div style="text-align: center; margin-top: 10px;">  </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> <p>42.032 N 18° 29' 25" E</p> </div> <div style="writing-mode: vertical-rl; transform: rotate(180deg);"> <p>42.995 N 18° 29' 25" E</p> </div> </div>		<p>FERGUSON AVENUE SOUTH</p>						
<p>69.946 N 69° 04' 35" W</p> <p>HUNTER STREET EAST</p>								
<p>NOTE: ALL DIMENSIONS ARE IN METRES</p>								
<p>THIS IS SCHEDULE "A" TO BY-LAW NO. 89-_____</p> <p>PASSED THE _____ DAY OF _____</p>								
<p>-----</p> <p>Clerk</p>	<p>-----</p> <p>Mayor</p>							
<p>CITY OF HAMILTON</p> <p>SCHEDULE "A"</p> <p>MAP FORMING PART OF</p> <p>BY-LAW NO. 89 -</p> <p>TO AMEND BY-LAW NO. 6593</p> <p>Regional Municipality of Hamilton-Wentworth Planning and Development Department</p>	<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p>Legend</p> <div style="display: flex; align-items: center; margin-top: 10px;"> <div style="width: 20px; height: 15px; background-color: #cccccc; margin-right: 5px;"></div> <p>LANDS TO BE REGULATED BY BY-LAW NO. 89 -</p> </div> </div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; text-align: center;"> <p>North</p>  </td> <td style="width: 33%; text-align: center;"> <p>Scale</p> <p>NOT TO SCALE</p> </td> <td style="width: 33%; text-align: center;"> <p>Reference File No.</p> <p>ZA 89 - 69</p> </td> </tr> <tr> <td></td> <td style="text-align: center;"> <p>Date</p> <p>OCTOBER 1989</p> </td> <td style="text-align: center;"> <p>Drawn By</p> <p>Z. K.</p> </td> </tr> </table> </div>		<p>North</p> 	<p>Scale</p> <p>NOT TO SCALE</p>	<p>Reference File No.</p> <p>ZA 89 - 69</p>		<p>Date</p> <p>OCTOBER 1989</p>	<p>Drawn By</p> <p>Z. K.</p>
<p>North</p> 	<p>Scale</p> <p>NOT TO SCALE</p>	<p>Reference File No.</p> <p>ZA 89 - 69</p>						
	<p>Date</p> <p>OCTOBER 1989</p>	<p>Drawn By</p> <p>Z. K.</p>						

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

By-law No. 10532

TO APPOINT A CITY CLERK

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 10532 on the 8th day of September 1964 to appoint Edward A. Simpson as City Clerk of The Corporation of the City of Hamilton;

AND WHEREAS Edward A. Simpson will be retiring effective the 31st day of December 1989;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 5 of the 19th Report of the Coordinating Committee at its meeting held on the 31st day of October 1989 directed that Keith E. Avery be appointed City Clerk effective the 2nd day of January 1990.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 10532 is amended by deleting the name "Edward A. Simpson" in the first line and substituting in lieu thereof the name "Keith E. Avery", and by deleting the "14th day of September, 1964" in the third and fourth lines and substituting in lieu thereof the "2nd day of January 1990".
2. In all other respects By-law No. 10532 is hereby confirmed, unchanged.
3. This by-law comes into force and effect on the 2nd day of January 1990.

PASSED this day of A.D. 1989.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Procedural By-law No. 82-203

Respecting:

STANDING COMMITTEES

WHEREAS S. 104 of the Municipal Act, R.S.O. 1980, c. 302 provides as follows:

Every council may pass ...by-laws...for governing the proceedings of the council, the conduct of its members and the calling of meetings;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 82-203 on the 28th day of September 1982 to provide for the appointment of an Acting Mayor and to Regulate the Proceedings in the Municipal Council of The Corporation of the City of Hamilton and in the Committees thereof;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting a Motion at its meeting held on 31 October 1989, directed that By-law No. 82-203 as amended be further amended to reduce the number of Standing Committees to four (4), as hereinafter provided.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Parts IIA and III, being Sections 29a through 43 inclusive, are hereby revoked and the following substituted therefor:

PART III

COMMITTEES

30. (1) There shall be appointed, at the first meeting of the newly elected Council, the following Committees, which shall be the Standing Committees of the Council:
 - (a) Transport and Environment Committee
 - (b) Parks and Recreation Committee
 - (c) Planning and Development Committee
 - (d) Finance and Administration Committee
- (2) Each Standing Committee shall consist of the Mayor and one Alderman from each of the eight wards.
- (3) The Council shall fix the day and hour for the regular meetings of its Standing Committees.
31. (1) The Nominating Committee shall consist of all members of Council and shall be chaired by the Mayor.
- (2) Notwithstanding Section 30(3), the Committee shall meet at the call of the Chair.

32. Meetings of the Committees shall be called by the City Clerk on request of the Chairperson or, in the absence of the Chairperson, on request of the Vice-Chairperson or in the absence of the Vice-Chairperson, upon request of the Mayor.

CONDUCT OF BUSINESS IN COMMITTEES

33. The business of the Standing and Special Committees shall be conducted as follows:
1. The Chairperson, or in the absence of the Chairperson, the Vice-Chairperson, shall preside and shall have a vote on all questions submitted, and in case of an equal division the question shall be decided in the negative.
 2. In the absence of the Chairperson and the Vice-Chairperson one of the other members shall be elected to preside, and shall discharge the duties of the Chairperson during the meeting, or until the arrival of the Chairperson or Vice-Chairperson at such meeting.
 3. A quorum shall consist of the number of members of the Committee required to make a bare majority of the total membership of the Committee.
 4. The minutes of the transactions of every Committee shall be accurately entered in a book provided for that purpose.
 5. The Rules of Order of the Council while in Committee of the Whole shall, as far as practicable, be observed by the Standing and Special Committees.

GENERAL DUTIES OF COMMITTEES

34. The general duties of the Standing and Special Committees shall be as follows:
1. To report to the Council from time to time, as often as the interest of the City may require, all matters connected with the duties imposed on them respectively, and to recommend such action by the Council in relation thereto as may be deemed necessary or expedient.
 2. To recommend to Council the implementation of all projects, schemes, programmes, etc. under its purview for which monies have been provided in the current or capital budget as approved by Council.
 3. To examine all accounts connected with the performance of any works or the purchase of any materials or goods under their supervision.
 4. To consider and report upon all matters referred to them by the Council or by the Mayor.

5. To receive and consider all departmental recommendations by department heads.
 6. To adhere strictly in the transaction of all business, to the rules prescribed by the by-laws of the Council.
 7. To recommend to City Council the awarding of contracts under the Committee's auspices.
 8. To recommend to City Council any proposed by-laws considered by the Committee.
 9. To recommend to City Council the sale and purchase of land under the Committee's jurisdiction.
35. Committees may, if they deem it necessary or advisable, set up a Sub-Committee to deal with special or specific matters that come under the terms of reference of the Committee. The term of Sub-Committee so appointed shall be at the pleasure of the particular Standing Committee and shall be responsible to and report to that Standing Committee.
 36. Every City Department in respect to which a Standing Committee is required to report to Council on matters relating to the department, shall report to the Committee and may make such recommendations to the Committee as are necessary or expedient for consideration of the Committee.

STANDING COMMITTEES OF COUNCIL

TRANSPORT AND ENVIRONMENT COMMITTEE

37. (1) In addition to any other duties prescribed under this and any other by-law of the Corporation, the duties of the Transport and Environment Committee shall be as follows:
 1. To report and/or recommend to City Council on all matters pertaining to provisions for the safe, efficient movement of persons and goods, and the protection of the environment from excessive air, water, ground and noise pollution.
 2. To ensure that the use of public thoroughfares by contractors or individuals or by any other Committee, Commission, Company or Municipality is properly administered and regulated.
 3. To ensure that surface drainage in the City of Hamilton is properly managed and administered in accordance with existing Provincial Statutes and existing policies and by-laws of the City.
 4. To ensure that a liaison is maintained between the City and other levels of Government on all matters of pollution control.

5. To ensure proper administration and reporting to City Council of,

- (a) all programmes to enforce by-laws in respect of all non-moving vehicular violations on public thoroughfares, municipal property, and all private properties;
- (b) all programmes of maintenance on all public thoroughfares and any other properties under the auspices of the Committee;
- (c) all matters relating to the collection of solid waste and domestic refuse;
- (d) all matters relating to the control of weeds in the City;
- (e) all matters relating to the maintenance and operation of City vehicles under the auspices of the Committee;
- (f) all matters relating to the maintenance of public open spaces;
- (g) all matters relating to the construction and operation of all City-owned or operated buildings under the auspices of the Committee;
- (h) all legal surveying required by the City;
- (i) a programme to enforce noise and pollution violations in the City of Hamilton under by-law regulations;
- (j) all matters relating to the Harbour except matters relating to the duties of the Planning and Development Committee.

6. To recommend to City Council,

- (a) and report on all matters relating to public thoroughfares, except those that pertain to other boards, commissions, or municipalities;
- (b) the planning design, and implementation of all public thoroughfare improvements;
- (c) all programmes for public thoroughfare lighting in the City;
- (d) all programmes of traffic control measures;
- (e) all matters pertaining to the conservation of energy relating to City operations;
- (f) all plans of heavy truck routes;

7. To recommend annual budgetary requirements to the Finance and Administration Committee.
8. To consider and report to Council on all matters relating to,
 - (a) Engineering,
 - (b) Hamilton Harbour, (except matters under the jurisdiction of the Planning and Development Committee),
 - (c) the Department of Public Works, Traffic Department and City functions of the Regional Engineering Department.
- (2) For the purpose of this section, "public thoroughfare" includes streets, boulevards, sidewalks, lanes, alleys, pedestrian paths, bicycle paths, rights-of-way and unopened road allowances.

PARKS AND RECREATION

38. In addition to any other duties prescribed under this and any other by-law of the Corporation, the duties of the Parks and Recreation Committee shall be as follows:
 1. (a) to report and/or recommend to City Council on all matters pertaining to the provision of leisure services as they relate to parks, recreation, museums and historical resources, and the provision of cemetery services;
 - (b) for the purpose of this section,
 - (i) "public facilities" includes recreation centres, rinks and arenas and playgrounds, museums and historical resources and cemeteries;
 - (ii) "leisure time services" includes active, passive, cultural, spectator and special event activities, which contribute to the well-being and personal growth and development of the participant.
 2. To ensure that a programme to promote the beautification of lawns and gardens of private properties is properly administered, and reported to Council.
 3. to ensure that all matters relating to the construction and operation of all City-owned or operated buildings under the auspices of this Committee are properly administered and reported to Council.

4. To ensure that all matters relating to maintenance of park lands and cemeteries are properly administered and reported to Council.
5. To ensure that a liaison is maintained between the City of Hamilton and the Boards of Education regarding the joint community use of facilities for parks and recreation purposes, and the planning and development of school/recreation and historical resource facilities.
6. To ensure that a liaison is maintained between the City of Hamilton and other independent boards and commissions, committees and groups, as related to leisure services.
7. To co-ordinate with other Committees, the planning and implementation of various neighbourhood programmes so as to ensure that projects, as they relate to parks and recreation services, are properly managed.
8. To consider and report to Council on all matters relating to the Department of Culture and Recreation and on public facilities.
9. To recommend to Council,
 - (a) all programmes providing constructive leisure services;
 - (b) the regulation and use of public facilities by individuals, organizations or commercial enterprises, including rental fees and/or charges relating to the use of the public facilities;
10. To recommend annual budgetary requirements to the Finance and Administration Committee.

PLANNING AND DEVELOPMENT COMMITTEE

39. In addition to any other duties prescribed under this and any other by-law of the Corporation, the duties of the Planning and Development Committee shall be as follows:
 1. To report and/or recommend to City Council on all matters pertaining to the use of land and the physical development of the City of Hamilton.
 2. To recommend to Council,
 - (a) upon all matters under the Planning Act and any other Act that may affect land use planning and the local planning functions including,
 - (i) all matters related to redevelopment programmes;
 - (ii) on applications for the demolition of structures;

- (b) all matters relating to local architectural conservation and the Housing Company Limited;
 - (c) all matters relating to the Harbour relating to land use planning. By-law No. 87-93, S.2.
3. To decide on applications for Site Plan Control.
 4. To consider and report to Council on all matters relating to the local planning function of the Regional Planning and Development Department, the Building Department, the Community Development Department, the Property Standards Committee, and the Committee of Adjustment. By-law No. 83-88, S. 2(1).
 5. To consider and report to Council on all matters relating to new development in Lloyd D. Jackson Square.
 6. To recommend annual budgetary requirements to the Finance and Administration Committee.

FINANCE AND ADMINISTRATION COMMITTEE

40. In addition to any other duties prescribed under this and any other by-law of the Corporation, the duties of the Finance and Administration Committee shall be as follows:

(a) FINANCE:

1. Report and/or recommend to City Council on all aspects relating to the Capital Budget Programme.
2. Monitor, report monthly and recommend to City Council on all capital projects and aspects thereof;
3. Report and/or recommend to City Council on the financial requirements of the Board of Education and The Regional Municipality of Hamilton-Wentworth.
4. Ensure that the Current Estimates of the proposed expenditures and revenues for The Corporation of the City of Hamilton, The Hamilton Public Library Board, The Hamilton Entertainment and Convention Facilities Inc., and the Parking Authority for the City of Hamilton, are prepared annually, and to submit same to Council for its approval, together with the necessary by-laws for mill rate purposes.

B

5. Ensure that the Estimates are received annually from the Board of Education of the City of Hamilton, The Hamilton-Wentworth Roman Catholic Separate School Board, and The Regional Municipality of Hamilton-Wentworth, and advise Council of the resulting levy for each of these Board and Region, together with the resulting mill rates.
6. Ensure that any measures as may be deemed necessary to regulate and establish policy on all procedures connected with expenditures, revenues and investments in order to establish proper accounting procedures for not only the departments of the City of Hamilton but also for its independent Boards.
7. Recommend to Council,
 - (a) the purchasing policies and procedures for The Corporation of the City of Hamilton,
 - (b) recommend to Council the approval of all City grants.
8. Receive and submit to Council the annual Financial Report to the City of Hamilton and the Independent Boards, as certified by the City Auditors, and to recommend to Council any appropriate action based on the Auditor's Report.
9. To manage the Hamilton Municipal Retirement Fund plan in accordance with By-law No. 79-70 and to report to Council.

(b) PERSONNEL:

1. To recommend to City Council,
 - (a) procedures for establishing position and terms of employment;
 - (b) establishing position and terms of employment;
 - (c) duties to be performed by employees;
 - (d) a method of evaluating employees;
 - (e) the establishment of salary ranges and salaries for each position;
 - (f) matters relating to classification or reclassification of employees;

- (g) report and/or recommend to City Council on all matters relating to the Chief Administrative Officer, Department Heads and Acting Department Heads;
 - (h) the appointment, suspension, dismissal, termination, resignation, and retirement of employees upon the recommendation of the Department Head;
 - (i) report and/or recommend to City Council on all matters relating to departmental reorganization;
 - (j) on security to be furnished for the performance of duties by officers in accordance with subsection 94(1) and paragraph 45 of Section 208 of the Municipal Act, R.S.O. 1980, c. 302;
 - (k) all matters pertaining to labour negotiations, collective agreements and changes thereto, and grievances;
 - (l) any other agreement or contract relating to personnel;
 - (m) on all matters pertaining to the occupational health and safety of employees;
2. Subject to the Statutory Powers Procedure Act, to hold hearings on appeals in respect of the administration of rules and regulations and of decisions, methods, practices, procedures and acts relating to or affecting employees and on personnel matters, upon request of an employee affected or upon initiative of a Committee, including conflict of interest policy, and to make recommendations to City Council in respect of appeals or any other matter dealt with.
 3. To undertake such responsibilities to personnel matters as may be necessary to carry into effect personnel policy of the City.

(c) LEGISLATION:

1. To report and/or recommend to City Council on all matters for which it may be necessary for the Corporation to seek legislation, not directly related to other Committees, and to make recommendations pertaining to civic hospitality.
2. To recommend to City Council,
 - (a) action to be taken on resolutions from other municipalities;
 - (b) all matters related to civic awards;
 - (c) all matters in connection with receptions and entertainment of a public nature;
 - (d) the City's participation in conferences, conventions, etc.;
 - (e) all matters relating to the Hamilton Farmers' Market.
3. To consider requests for the use of City Hall facilities.
4. To consider and recommend to Council on all matters relating to the City of Hamilton Licensing Committee.

(d) GENERAL:

1. Deal with all matters not delegated to other Committees.
2. Consider and report to Council on all matters relating to the Chief Administrative Officer, City Clerk's, Treasury, Property, City Solicitor's, Fire, and Human Resources Departments.
3. Consider and report to Council on all matters relating to existing development in Lloyd D. Jackson Square.
4. Report and/or recommend to City Council on all matter pertaining to City boards and commissions.
5. To act as the City's liaison with all independent boards to which the City makes appointments.

6. For the purpose of this by-law,

- (a) "city board" includes The Hamilton Public Library Board, The Hamilton Parking Authority, The Hamilton Entertainment and Convention Facilities, Inc.;
- (b) "independent board" includes The Canadian Football Hall of Fame Committee, the Museum Management Committee, The Hamilton Society for the Prevention of Cruelty to Animals.

COMMITTEE OF THE WHOLE

NOMINATING COMMITTEE

41. (1) In addition to any other duties prescribed under this and any other by-law of the Corporation, the duties of the Nominating Committee shall be as follows:

1. To recommend to Council,

- (a) the appointment of the Chairperson, Vice-Chairperson and the members of Council to the Standing Committees and any other Special Committees of the Council;
- (b) on the appointment of the Aldermen to Standing Committees, the Alderman in each ward shall select alternately from the list of the Committees as set out in Section 30(1) commencing with the Alderman who received the most votes in his or her respective ward until each Alderman will be serving on three Committees;
- (c) the appointment of members of Council to local boards to which Council may appoint or is required to appoint members;
- (d) no member of Council, except the Mayor, shall serve on or represent Council on more than a total of three Special Committees, Local Boards, Commissions or Corporations;
- (e) the appointment of citizens to Special Committees of council, committees, body, authority and boards including local boards, to which Council may appoint or is required to appoint citizen members.

(2) For the purpose of this section, "local board" has the same meaning as in the Municipal Affairs Act, R.S.O. 1980, c. 303.

2. Sections 44, 45, 46, 47 and 48 are hereby renumbered as sections 42, 43, 44, 45 and 46 respectively.

3. In all other respects By-law No. 82-203, as amended, is hereby confirmed, unchanged.

4. This by-law shall come into force and effect on the 1st day of January 1990.

PASSED this day of A.D. 1989.

City Clerk

Mayor

Motion Adopted by City Council on 31 October 1989.

CAYONHBL AOS

A31

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK



RUTH GREENWOOD
URBAN MUNICIPAL COLLECTIONS
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HAMILTON, ONTARIO
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THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1989 November 28
7:30 o'clock p.m.
Council Chambers, City Hall

URBAN MUNICIPAL

8
CITY HALL DOCUMENTS

A G E N D A

1. Opening Prayer

Reverend John Verhoog
First Reformed Church
201 Paradise Road North

2. Dukes of Hamilton Hockey Club - 1990 Memorial Cup

Mr. J. C. Pelech
Mr. Dave Draper

3. Certificate of Recognition

Dofasco Steel

4. Presentation

Mediacom

5. Civic Awards

Youth Bowling Council Bowlers, Sherwood Centre

6. Minutes

1989 November 14

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7. Petition and Correspondence
8. Reports of the Standing Committees - attached
 - (a) Co-ordinating Committee
 - (b) Transport and Environment Committee
 - (c) Parks and Recreation Committee
 - (d) Planning and Development Committee
 - (e) Legislation Committee
 - (f) Personnel Committee
 - (g) Finance Committee
 - (h) Licencing Committee
 - (i) Information Systems Committee
 - (j) Report of His Worship Mayor R. M. Morrow
9. Notices of Motion for Next Meeting
10. First Reading of the Bills
11. Second Reading of the Bills - Committee of the Whole
12. Third Reading of the Bills
13. Question Period
14. Adjournment

M I N U T E S

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, NOVEMBER 14, 1989
7.30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Morrow, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Christopherson, Agostino, Lombardo, Smith, Jackson, Merling,
Gallagher, Ross, Murray.

His Worship Mayor Robert M. Morrow called the meeting to order,

Major Ian McAlister, Salvation Army Family Services, led the Council in prayer.

His Worship Mayor Robert M. Morrow read the following Proclamation:

- (i) "Ringette Week" - November 12th to 19th, 1989 (Melody Servinis and
Chuck Gibson, Presidents of Ringette.

Presentations were made to His Worship Mayor Robert M. Morrow and Members of City Council from:

- (i) The Hamilton Seniors Council
(ii) The Keep Hamilton Clean Committee

His Worship Mayor Robert M. Morrow presented a plaque to Stelco Steel (Mr. Fred Telmer, President, Mr. Al Hopkins, Vice-President, Sales, and Mr. Bob Milbourne, Vice-President of Manufacturing).

The minutes of the meeting of October 31, 1989, were taken as read and approved.

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Application from Starward Homes Limited, 152 Hester Street, Hamilton, Ontario, for a change in zoning, property located at 244 Stone Church Road West.
2. Application from Liuna Local 837 Health and Welfare Plan, 7 West Ave. South, Hamilton, Ontario, for a modification to the zoning, property located at 18 West Avenue South, dated November 6, 1989.
3. Application from Daniel Stuart Alvey, R.R. #8, Brantford, Ontario, for a change in zoning, property located at the rear of No. 1490 Upper Gage Avenue, dated November 6, 1989.
4. Application from John Edward Peace, 322 Mount Albion Road, Hamilton, Ontario, for a change in zoning, property located at 322 Mount Albion Road, dated November 9, 1989.
5. Application from Peter Schaller and Ameliese Schaller, R.R. #1 St. Ann's, Ontario, for a modification to the zoning, property located at No. 81 Myrtle Avenue, dated November 10, 1989.
6. Application from John Bellfontaine, 335 Rymal Road East, Hamilton, Ontario, for a change in zoning, property located at 335 Rymal Road East, dated November 10, 1989.
7. Application from 546544 Ontario Inc. (Juraj Sulug, President & Secretary Treasurer), 54 Cherryridge Close, Hamilton, Ontario, for a change in zoning, property located on the south side of Strawberry Drive and east of Lake Ave. North, dated November 10, 1989.
8. Application from Lynn Mitges, 120 Purdy Crescent, Hamilton, Ontario, and Anna McCusker, 40 McNiven Road, Ancaster, Ontario, for a further modification to the zoning, property located at 65 Walnut Street South, dated November 10, 1989.
9. The Hamilton Harbour Commissioners By-law No. 114, dated November 10, 1989.
10. Association of Municipalities of Ontario re Federal Goods and Service Tax, dated October 25, 1989.
11. Letter from Mr. E. A. Simpson, City Clerk, advising objection received to By-law Number 89-278, dated November 8, 1989. NO ACTION TAKEN.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Christopherson in the chair.

* * * * *

(A) CO-ORDINATING COMMITTEE - TWENTIETH REPORT.

It was moved by Alderman Ross and seconded by Alderman Cooke.

RESOLVED: that Section 4 be amended by adding the following as Subsection (c):

"(c) That this policy apply to all future architectural consultant contracts as well as any previously City Council approved architectural contracts not yet executed."

NOTE: With the adoption of the above contract arrangements with Igor Barta, Architect for the new Mohawk Sports Park Utility Building and Field House, can be amended accordingly which will result in a savings of \$10,725.00 to the City. This will reduce the estimated architectural fees for this project from \$28,000.00 to \$17,275.00. - CARRIED.

Recorded vote on Section 5.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Hinkley, Drury, Christopherson, Smith, Jackson, Merling, Ross. - 11.

NAYS: Aldermen Copps, Agostino, Gallagher. - 3. CARRIED.

(C) TRANSPORT AND ENVIRONMENT COMMITTEE - EIGHTEENTH REPORT.

The recommendation of the Co-Ordinating Committee on Section 1 was carried.

The recommendations of the Co-Ordinating Committee on Section 14 were carried.

It was moved by Alderman Smith and seconded by Alderman Agostino.

RESOLVED: that Section 18 of the SEVENTEENTH Report of the Transport and Environment Committee, adopted by City Council on October 31, 1989, reading as follows:

"18. (a) That a center median pedestrian refuge be painted on Greenhill Avenue in the area between Quigley Road and Blanche Court, subject to the reinstatement of the parking prohibition on the south side of the street as specified in the Traffic By-law:

(b) That the Traffic Department monitor the traffic volumes and the collisions on Greenhill Avenue in this area." -

be reconsidered. - CARRIED.

* * * * *

It was moved by Alderman Smith and seconded by Alderman Agostino.

RESOLVED: that Section 18 of the SEVENTEENTH Report of the Transport and Environment Committee be referred back. - CARRIED.

* * * * *

During the debate on the referral the question was called.

* * * * *

Recorded vote on calling the question.

YEAS: Aldermen Agro, Hinkley, Drury, Merling, Gallagher, Ross, Murray. - 7.

NAYS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Copps, Christopherson, Agostino, Smith, Jackson. - 9. LOST.

* * * * *

Recorded vote on the referral.

YEAS: Mayor Morrow; Aldermen Kiss, Agro, McCulloch, Drury, Copps, Christopherson, Agostino, Smith, Gallagher. - 10.

NAYS: Aldermen Cooke, Hinkley, Jackson, Merling, Ross, Murray. - 6. CARRIED.

* * * * *

(C) PARKS AND RECREATION COMMITTEE - TWENTY-FIRST REPORT.

Recorded vote on Section 8.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Christopherson, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 12.

NAYS: Alderman Copps. - 1. CARRIED.

* * * * *

(D) PLANNING AND DEVELOPMENT COMMITTEE - TWENTY-SIXTH REPORT.

It was moved by Alderman Merling and seconded by Alderman Gallagher.

RESOLVED: that Subsection (b) of Section 12 be amended by deleting the words "That the amending By-law NOT BE PASSED by Council until the applicant has dedicated", and that the words "That the applicant dedicates" be substituted therefor. - CARRIED.

* * * * *

(E) LEGISLATION COMMITTEE - SIXTEENTH REPORT.

* * * * *

(G) FINANCE COMMITTEE - EIGHTEENTH REPORT.

It was moved by Alderman Copps and seconded by Alderman Ross.

RESOLVED: that Section 2 be amended by adding after the word "estimates", in the seventh line, the words "clearly identified in the 1990 estimates". - CARRIED.

NOTE: This refers to all Departments.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole on the above reports, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a first time:

A-33,
B-123, B-124,
D-133, D-134, D-135, D-136, D-137, D-138, D-139,
D-140,
G-14 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Christopherson in the chair.

A-33,
B-123, B-124,
D-133, D-134, D-135, D-136, D-137, D-138, D-139
D-140.
G-14 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

Consideration of the Bills (second reading)

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole (second reading) on the Bills be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Lombardo, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a third time:

A-33,
B-123, B-124,
D-133, D-134, D-135, D-136, D-137, D-138, D-139,
D-140,
G-14 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley,
Drury, Copps, Christopherson, Agostino, Lombardo, Smith,
Jackson, Merling, Gallagher, Ross, Murray. - 17.

NAYS: 0 - CARRIED.

City Council adjourned at 10.05 o'clock, p.m.

REPORT OF THE CO-ORDINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Co-ordinating Committee presents its TWENTY-FIRST Report for 1989 and respectfully recommends:

1. (a) That the Replacement of Rink Slab and Boards - Mountain Arena Project be proceeded with at a gross estimated cost of \$425 000 as provided for in the 1989-1993 Capital Budget.
- (b) That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to finance this project at an estimated cost of \$425 000, with no eligible subsidies, by the issuance of debentures for a period not to exceed 20 years, recoverable from the mill rate levied on all rateable property, and further, that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of \$425 000 for a term not to exceed 20 years.
- (c) That the Director of Property be authorized and directed to undertake this work.

NOTE: Since the original construction of this facility in 1966, the rink slab and boards have deteriorated and become outdated and are costly and time consuming to repair and maintain. Some areas have deteriorated to the point where they may be unsafe to users.

The Finance Committee approved this Capital Project at its meeting on November 21, 1989.

2. (a) That the Replacement of Pool Filtration Systems - Bennetto and Dalewood Recreation Centres Project be proceeded with at a gross cost of \$250 000 as provided for in the 1989 Portion of the 1989-1993 Capital Budget.
- (b) That the \$250 000 for this Project be financed from the Reserve for Capital Projects.
- (c) That the Director of Property be authorized and directed to undertake this work.

NOTE: The pool filtration systems and piping in these school attached recreation centres are all original (22 and 23 years of age) and require complete replacement if we are to guarantee programming in these facilities. The filtration systems have required considerable repairs over the past few years to maintain usage of the building. The life expectancy of the systems are now however exhausted to the point where replacement is vital. Leaks in the pipes and filters are becoming evident; sand is being cast into the pool through the system.

The Finance Committee approved this Capital Project at its meeting on November 21, 1989.

3. (a) That the Energy Conservation Projects (for Civic Buildings) be proceeded with at an estimated gross cost of \$50 000 as provided for in the 1989 Portion of the 1989-1993 Capital Budget.
- (b) That the \$50 000 required for this project be financed from the 6 Mill Capital Levy.
- (c) That the Director of Property be authorized and directed to undertake this work.

NOTE: An Energy Audit is in the process of being completed with respect to City buildings at five locations - Mountain Arena, Westmount, Hill Park, Kiwanis and Central Memorial Recreation Centres. It is proposed to utilize these Capital Funds for Energy Conservation Projects emanating out of the audit report. Monies spent under this program are expected to produce a return to the City over time in reduced energy costs.

The Finance Committee approved this Capital Project at its meeting on November 21, 1989.

4. That the Offer to Purchase the property at 18 Main Street East, at the south-west corner of Main Street East and Hughson Street South, from DeSantis Group Inc. be amended as follows:
 - (i) that the closing date of the transaction be extended from December 14, 1989 to within sixty (60) days after a decision of the Ontario Municipal Board approving of minor variances or a zoning change required for the approval of the site plan and subsequent development, but in any event no later than May 8, 1990;
 - (ii) that the construction commencement date shall be within eight (8) months after the closing date and the construction completion date shall be within two (2) years following the commencement of construction;

(iii) that the Mayor and City Clerk be authorized to enter into an agreement to amend the Agreement of Purchase and Sale incorporating these changes;

(iv) time is to remain of the essence and all other terms and conditions are to remain the same.

NOTE: Mr. DeSantis and his consultants have been proceeding with due diligence towards site plan approval, however, there is still insufficient time to procure same since the approval of the Committee of Adjustment by the Ontario Municipal Board has not been received. A date for an Ontario Municipal Board Hearing has now been scheduled for February 7th, 8th and 9th, 1990. Under normal circumstances, a decision should be available on or before May 8, 1990. Accordingly, it is recommended that an extension of the closing date be granted.

5. (a) That an Agreement executed by Agommen Ltd., Annunziato Ammendolia, Mario Nusca, Giacomo Piccini and Fulvio Zanette, owners of 283-285-287 King Street East and 737013 Ontario Inc., and Takeda Deadman Enterprises Inc., tenants of 287 King Street East on October 20, 1989 allowing them to install one door and three windows facing the municipal parking lot adjoining their property to the east, be approved.
- (b) That the Mayor and City Clerk be authorized to execute the agreement on behalf of the City of Hamilton.

NOTE: The owners agree to pay an annual fee of \$1.00 payable on the first day of January in each calendar year. A certified cheque in the amount of \$500 is to be credited to Account No. CH 4X602 00109. This is a one time charge for administration fees.

It is understood and agreed that should the City of Hamilton require the parking lot for development purposes, the owners shall within ninety (90) days of receipt of written notice from The Corporation of the City of Hamilton remove such windows and door or board up same, entirely at the expense of the owners.

6. (a) That the City of Hamilton host, at a cost not to exceed \$8 000, a Civic reception for the Canadian Football League (C.F.L.) Board of Directors, media and local officials in connection with the C.F.L. Draft which will be held in the City of Hamilton on Friday, 1990 February 23.
- (b) That provision for this expenditure be included in the 1990 Current Budget Estimates.

7. (a) That the replacement of the telephone system in City Hall as provided for in the 1989 Portion of the 1989-1993 Capital Budget be proceeded with at an estimated cost of \$130 000.
- (b) That this project be financed from the Reserve for Capital Projects.

NOTE: This project was specifically approved by the Finance Committee and the Co-ordinating Committee during Capital Budget deliberations in early 1989 and is now being formally submitted to City Council for approval.

8. That Mr. L. Saltmarsh's services as Fire Chief be contracted for a further period of two (2) weeks commencing December 1, 1989 and ending December 15, 1989.

NOTE: It is the expectation of the Selection Committee and the Co-ordinating Committee that a candidate for the position of Fire Chief will be recommended to City Council at the meeting of December 12, 1989.

In order to provide for an orderly transition between the present Fire Chief and his successor the above is being recommended.

9. That Mr. Joseph Schatz be appointed Deputy City Clerk for the City of Hamilton effective January 2, 1990 within the compensation range "F".

10. (a) Bill A-34 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR R. M. MORROW
CHAIRMAN
CO-ORDINATING COMMITTEE

J. J. Schatz
Secretary
1989 November 09

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its NINETEENTH Report for 1989 and respectfully recommends:

1. That the new "Snow Notice" and the "Snow Clearing Charges Assessed" notice, appended hereto as Schedule "A", be approved.
2. That the Region of Hamilton-Wentworth, - Hamilton Street Railway be requested to cost share the litter container service based on the level of service and the number of litter containers located at bus shelters with the City of Hamilton.
3. That the Public Works Department be permitted to recycle concrete by crushing concrete into granular material at its various yards.

NOTE: By recycling clean concrete through the year; not hauling the concrete to dumps where tipping fees must be paid, but by crushing the concrete over the winter and then using the granular "A", the City will save approximately \$32 000 annually.

4. That the following list of berm easements be transferred to the Regional Municipality of Hamilton-Wentworth at no cost, for the construction of berms or noise barriers.

<u>Grantor</u>	<u>Reference Plan & Parts</u>	<u>Description</u>
Stanlow Holdings Ltd.	Parts 1,2 & 9 to 20 incl.	Blks.A & B,Pt. Lots 27 to 38 incl.,M-286
Antonio & Maria Marques	Part 3, 62R-6424	Pt.Lot 21,M-286
Homex Co.Ltd.	Part 4, 62R-6424	Pt.Lot 22,M-286
Homex Co.Ltd.	Part 5, 62R-6424	Pt.Lot 23,M-286

Homex Co.Ltd.	Part 6, 62R-6424	Pt.Lot 24,M-286
Homex Co.Ltd.	Part 7, 62R-6424	Pt.Lot 25,M-286
Homex Co.Ltd.	Part 8, 62R-6424	Pt.Lot 26,M-286
Ontario Housing Corp.	Parts 5-13 incl. 62R-3669	Pt.Lots 5 - 13 incl., M-229
Oakington Construction Limited	Part 3, 62R-3675	Parcel 16-1 Section Bar-7 Pt.Lot 16,Con.7 Barton
Attilio Bollella and John Anthony Parente	Parts 1-12 incl. 62R-5899	Pt.Lots 1-6 incl. M-310
McLaughlin Taro Developments Limited	Parts 39-48 incl. and Parts 50-61 incl., 62R-3044 Parts 1 & 2 62R-3082	Pt. Lots 39-48 and 50-61, incl. M-188 and Pt.Lots 38 & 49 M-188

5. That the City Clerk be authorized and directed to:

- (a) Give Notice of the City's application for approval to expropriate for highway and municipal purposes, two parcels of land measuring firstly, 37.19 feet by 140.58 feet (irregular), known municipally as Part of 564 Stone Church Road East and described as Parts 2, 3, and 4 on Plan 62R-10529 and secondly, 26.46 feet by 140.58 feet (irregular), known municipally as Part of 570 Stone Church Road East, and described as Parts 5,6,7,8, and 9 on Plan 62R-10529.

NOTE: This Notice shall be given to all owners, registered owners and tenants (as defined in the Expropriations Act) of the said lands;

- (b) Advertise Notice of the City's application in a newspaper as required by the Expropriations Act; and
- (c) Sign and Receive the said application for approval of these expropriations.

6. That the application of Dofasco Incorporated to temporarily change Depew Street from a two-way street to a one-way street between a Burlington Street and Gertrude Street, annually in December on a Sunday from 8:00 a.m. to 5:00 p.m. to facilitate their "Annual Christmas Party", be approved, subject to the following conditions:
- (a) That the applicant receive a "Temporary Street Closure Application" approval from the Regional Police Department, Traffic Division, and that all barricading, detour signing and traffic control be subject to the direction of the Regional Police Department, and at the expense of the organizing group;
 - (b) That temporary road closure signs be installed in advance by the City of Hamilton Traffic Department, on the affected roadways, at the expense of the organizing group;
 - (c) That the applicant ensure that clean-up operations will be carried out immediately before the re-opening of the roads, at no cost to the Region;
 - (d) That the applicant provide proof of \$2 000 000 public liability insurance, naming the City as an added insured party with a provisions for cross liability, and holding the Region harmless from all actions, causes of actions, interest, claims, demands, costs, damages, expenses and loss;
 - (e) That the applicant reimburse the Regional Police Department, Regional Engineering Department, City of Hamilton Traffic Department and any other agency for any costs incurred by these agencies as a result of this event;
 - (f) That no property owner or resident within the barricaded area be denied access to their property if requested.
 - (g) That all property owners and tenants along the closed portion of the route be notified of the change in the street by the application at least four weeks prior to the event in a form acceptable to the Commissioner of Engineering.
7. That the applications for Inadvertent Encroachment Agreements as outlined on Schedule "B", appended hereto, be approved during the pleasure of Council provided:
- (a) That the owners enter into agreements satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.

- (b) That the Mayor, and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.
 - (c) That a first year fee and a subsequent annual fee as determined in schedule "B" be set for this privilege.
- 8.
- (a) That the submitted schedules for the estimated cost of services in "Kingsberry Gardens - Phase 4", Hamilton, located west of Upper Kenilworth Avenue and north of Limeridge Road East in the Lisgar Neighbourhood, as approved by the Commissioner of Engineering, be adopted for inclusion in the proposed Subdivision Agreement with the owner. The total estimated cost of services for this development is \$431 467.94.
 - (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the City of Hamilton and the owner, P. Barnett Construction Limited.
 - (c) That the approval of the above clause be subject to the condition that no work be commenced until the Final Survey Plan and Subdivision Agreement have been registered.
 - (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan, he should be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-Servicing.
 - (e) That the City's share of the cost of services for the development (\$25 678) be approved, and that the Co-ordinating Committee recommend the source of funding for this project.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT THE
CITY'S SHARE OF SERVICES IN THE GROSS AMOUNT
OF \$25 678 BE FINANCED FROM THE RESERVE FOR CITY'S
SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS.

- (f) That the City Solicitor be authorized and directed to prepare the necessary By-law (s) to:
 - i. incorporate the 0.3m reserve, Block "B", on Plan 62M-225, into the Castle Street road allowance and register the By-law immediately following the adoption of this resolution by Council.
 - ii. incorporate the 0.3m reserve, Block "33", on Plan 62M-461, into the Lockheed Drive road allowance after the Plan of Subdivision for "Kingsberry Gardens - Phase 4" has been registered.

9. (a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the west side of Kingsley Drive commencing at a point 219 feet south of Broker Drive and extending to a point 47 feet southerly, be extended such that the regulation commences at a point 180 feet south of Broker Drive and extends to a point 87 feet southerly therefrom; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
10. (a) That a "Permit Parking" regulation be implemented on the south side of Harrison Avenue commencing 202 feet east of Kenilworth Avenue and extending to a point 22 feet easterly therefrom; and
- (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. E. Harris, 19 Harrison Avenue; and
- (c) That City Traffic By-law 89-72 be amended accordingly.
11. (a) That the existing Residential Boulevard Parking Agreement registered as instrument No. 336793 C.D. to the property owner at No. 31 Cumberland Avenue be discharged, at the Property owner's expense; and
- (b) That the existing Residential Boulevard Parking Agreement registered as instrument No. 28248 C.D. to the property owner at No. 206 Campbell Avenue be discharged, at the property owner's expense; and
- (c) That the existing Residential Boulevard Parking Agreement registered as instrument No. 456881 C.D. to the property owner at No. 35 Frederick Avenue be discharged, at the property owner's expense; and
- (d) That the City Solicitor be directed to process the documents in relation to the discharge of this agreement.
12. (a) That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first four eligible applicants residing in the building at No. 102 West Avenue South.
- (b) That the Director of Traffic Services be authorized to issue, upon request, one time limit exemption permit to each of the first six eligible applicants residing in the building at No. 455 King William Street.

13. (a) That a "No Stopping" corner clearance be implemented on the east side of Palmer Road commencing at Reno Avenue and extending to a point 68 feet northerly therefrom; and
- (b) That a parking prohibition be implemented on the south side of McElroy Road East between Upper Wellington Street and a point 54 feet westerly therefrom; and
- (c) That City Traffic By-law 89-72 be amended accordingly.
14. (a) That an "Alternate Side Parking" regulation be implemented on Queen Victoria Drive between Loconder Drive and Queensbury Drive such that parking is prohibited;
 - on the east and north sides of the street during the months of December, January, February and March and from the 1st to the 15th of April, May, June, July, August, September, October, and November; and
 - on the west and south sides of the street from the 16th to the last day of April, May June, July, August, September, October and November; and
- (b) That the existing "two hour parking time limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the south side of Kingsway Drive commencing at John Street South and extending to a point 180 feet easterly therefrom be replaced with a permit parking regulation; and
- (c) That the Director of Traffic Services be authorized to issue one parking permit, upon request, on a first come, first served basis to the first six eligible applicants residing in one, two or three family dwellings abutting the block; and
- (d) That a "No Stopping" regulation be implemented on the south side of Roxborough Avenue commencing at the west end and extending to a point 41 feet easterly therefrom; and
- (e) That a "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of Robinson Street between Hess Street South and Caroline Street South; and
- (f) That parking be prohibited on the north side of Guildwood Drive between Gilcrest Street and Greencedar Drive; and

- (g) That a "Three Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side and a full-time parking prohibition be implemented on the south side of Shaw Street between Wentworth Street North and Cheever Street, in place of the existing "Alternate Side Parking" regulation; and
 - (h) That parking be prohibited on the north side of Glen Forest Drive between Glencastle Drive and a point 137 feet easterly therefrom;
 - (i) That a "One Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east and west sides of West 32nd Street between Sanatorium Road and Elmwood Avenue; and
 - (j) That, in combination with the existing "Alternate Side Parking" regulation, a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of Emerald Street south between Main Street East and Hunter Street East; and
 - (k) That City Traffic By-law 89-72 be amended accordingly.
- 15.
- (a) That a three-way stop control be implemented at the intersection of Gurnett Drive and Omni Boulevard; and
 - (b) That eastbound and westbound traffic on Caswell Drive/Francesca Court be required to stop for northbound and southbound traffic on Greenguild Avenue; and
 - (c) That southbound traffic on Greenguild Avenue be required to stop for eastbound and westbound traffic on Gurnett Drive; and
 - (d) That southbound traffic on Markson Crescent be required to stop for eastbound and westbound traffic on Landron Avenue; and
 - (e) That three-way stop control be implemented at the intersection of Barlake Avenue and Violet Drive; and
 - (f) That a three-way stop control be implemented at the intersection of Main Street East and Reid Avenue.
 - (g) That City Traffic By-law 89-72 be amended accordingly.
- 16.
- (a) That a School Traffic Officer be assigned to the intersection of Southbend Road and Upper Wellington Street in the morning and evening until the end of June 1990.
 - (b) That the Finance Committee be requested to recommend the method of financing in the amount of \$7 220, for this additional School Traffic Officer.

17. (a) i. That the City Solicitor be authorized to make an application to District Court Judge under Section 82 of The Registry Act, R.S.O. 1980 for an order to stop-up and close the North/South Alley South of Fennell Avenue West at rear of 640 Upper James Street from two feet south of the north property line of 640 Upper James Street to the north property line of 642 Upper James.
- ii. That the Commissioner of Engineering be authorized and directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed.
- iii. That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor, and that the applicant be responsible for all fees payable in District Court.
- iv. That the applicant register a reference plan under The Registry Act said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and to delineate the manner in which the closed portion is to be distributed among the abutting owner(s), and that the applicant deposit a reproducible copy of said plan with the Regional Surveyor.
- v. That the Commissioner of Engineering be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of the Regional Municipality of Hamilton-Wentworth Act.
- vi. That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners.
- (b) i. That the City Solicitor be directed to prepare a by-law for the sale of the closed highway to the abutting owner(s).
- ii. That the City Clerk be directed to publish a notice pursuant to Section 301 of The Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.
- iii. That a 3 metre wide easement along the west property line be granted to Bell Canada for the existing facility in the subject alley closure.

18. That leave be granted to introduce the following Bills:

- (a) B-125 By-law to close and sell the easterly portion of Brenda Street, east of Eleanor Avenue, shown as Parts 1 and 2, on Plan 62R-10213.
- (b) B-126 By-law to close and retain a portion of Belview Avenue designated as Part 3 on Plan 62R-10402 and Beck Street designated as Part 19 on Plan 62R-6147.

- (c) B-127 By-law to Incorporate Block B, Plan 62M-225 into Castle Street.
- (d) B-128 By-law to Amend By-law 89-72 to Regulate Traffic.
- (e) B-129 By-law to Amend By-law 89-72 to Regulate Traffic.

RESPECTFULLY SUBMITTED,

Robert C. Prowse,
Secretary

ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

1989 November 20

/lp



THE CORPORATION OF THE CI

City Hall, 71 Main Street West, Hamilton, Ont.

SNOW NOTICEDEAR RESIDENT:

Date Time

Address

**Don't be slow...
clear your snow**

When snow and ice are not cleared from the sidewalks, walking for pedestrians, the seniors, the handicapped, as well as children, is very hard and dangerous. When your sidewalks have not been cleared, the Public Works Department will make arrangements to have the sidewalk cleared.

If it is necessary for the Public Works Department to clear the snow and ice away from the sidewalks adjacent to your property, the charge for doing this work will be \$3.50 per square metre or \$0.33 per square foot. To be fair to the thousands of owners who cleared the snow from their sidewalks, all costs associated with clearing the snow from the sidewalk adjacent to your property will be assessed to your property taxes.

For your information, Streets By-Law No. 9329, regarding Snow Clearing of City Sidewalks, reads as follows:-

By-law No. 9329 Respecting Streets, provides that all persons occupying premises in the City of Hamilton, shall as soon as reasonably practicable after every snowfall, and in any event within twenty-four (24) hours, clear away from the sidewalk adjoining their premises, all snow and soft ice and slush which may be at any time on such sidewalk, by depositing it back of the sidewalk and not on the travelled portion of the highway, and it shall not be deposited in such a manner as to obstruct drainage to any gutter, drain or sewer, or render themselves liable to a penalty provided for under this By-law.

Complete in Triplicate

DEPARTMENT OF PUBLIC WORKS
REPRESENTATIVE

- 1 - Property Owner
- 1 - District Copy
- 1 - Office Copy

FOR FURTHER INFORMATION PLEASE CALL 526-2785



THE CORPORATION OF THE CITY OF HAMILTON

City Hall, 71 Main Street West, Hamilton, Ontario L8N 3T4

SNOW CLEARING CHARGES ASSESSED



**Don't be slow...
clear your snow**

DATE

TIME

ADDRESS

PREVIOUSLY, ON _____, A SNOW NOTICE
WAS LEFT AT THIS ADDRESS REQUESTING YOUR COOPERATION TO
CLEAN THE SNOW/ICE FROM THE SIDEWALK ADJACENT TO THIS
PROPERTY, WITHIN 24 HOURS OF A SNOWFALL.

HOWEVER, DURING A SECOND INSPECTION, BECAUSE THE
SNOW/ICE WAS NOT CLEARED AWAY, IN COMPLIANCE WITH
STREETS BY-LAW NO. 9329, SECTION 7, IT WAS NECESSARY FOR
THE CITY TO ARRANGE TO CLEAR THE SNOW FROM THE SIDEWALKS
ABUTTING THIS PROPERTY.

THIS NOTICE IS TO ADVISE YOU THAT THE COSTS INCURRED
WILL BE CHARGED TO YOUR PROPERTY TAXES.

_____ x \$3.50 per square metre = \$ _____

FOR INQUIRIES PLEASE CALL 526-2785

DEPARTMENT OF PUBLIC WORKS
REPRESENTATIVE

COMPLETE IN TRIPLICATE

- 1 - Property Owner
- 1 - District Copy
- 1 - Office Copy

SCHEDULE "B"

REFERRED TO IN SECTION 7. OF THE
NINETEENTH REPORT OF THE TRANSPORT
AND ENVIRONMENT COMMITTEE

<u>Address/Location</u>	<u>Type of Encroachment</u>	<u>Owner</u>	<u>Solicitor/Agent Address</u>	<u>Fees 1st Year/Annual</u>	<u>File No.</u>
124 Steven Street Public Assumed Alleyway south of Cannon St. E. between Steven Street and Ashley Street	Porch 2.33' X 7.0' Building 2.33' X 36.08' Conc. Stoop 2.33' X 8.0'	Mr. & Mrs. Michael Lyn Mr. John MacFarlane	Miller, Alexander, Isaacs and Miller Barristers and Solicitors Suite 201, Stelco Tower 100 King Street West Hamilton, Ontario. L8P 1A2 Att: John Paul Millar	\$105.00 - \$20.00	T103-50(758)
17 Mulberry Street Mulberry Street	Conc. Veranda 18.75' X .45'	Skylight Holdings Ontario Inc.	Channan and Associates Barristers and Solicitors 947 Main Street East Hamilton, Ontario. L8M 1M9 Att: Randall E. Walker	\$105.00 - \$20.00	T103-50(778)
9 Roxborough Avenue Roxborough Avenue	Conc. Steps 0.49' X 5.0'	McDougall/Gatecliffe	Agro, Zaffiro, Parenta, Orzel, Hubar, and Baker 3900-100 Main Street East Hamilton, Ontario. L8N 3G6 Att: John W. Logan	\$105.00 - \$20.00	T103-50(808)
75 Oak Avenue Oak Avenue	Porch 3' X 21' Steps 3.83' X 5.0'	A. C. Quintal	A. C. Quintal P.O. Box 822, Station "A" Hamilton, Ontario. L8L 3S6	\$105.00 - \$20.00	T103-50(810)
276 Stanley Avenue Stanley Avenue	Stone Steps 3.5' X 4.5'	G. Legere	G. Legere 276 Stanley Avenue Hamilton, Ontario. L8P 2L6	\$105.00 - \$20.00	T103-50(823)
111 South Oval, South Oval	Steps 2.04' X 10.0'	Eugene & Brenda Maikawa	Leggat, Keesmaat and Dixon Barristers and Solicitors 20 Hughson Street South Hamilton, Ontario. L8N 3P6 Att: Paul S. Dixon	\$105.00 - \$20.00	T103-50(820)

<u>Address/Location</u>	<u>Type of Encroachment</u>	<u>Owner</u>	<u>Solicitor/Agent Address</u>	<u>Fees 1st Year/Annual</u>	<u>File No.</u>
172 Maplewood Avenue, Cedar Avenue	Building 0.28' X 75.58' Chimney 0.38' X 4.00' Bay Window 0.94' X 8.26' Patio 6.10' X 42.95'	Terry Begon	Ronald T. James Barrister and Solicitor 99 No. 8 Highway Stoney Creek, Ontario L8G 4S1 Att: <u>Ronald T. James</u>	\$105.00 - \$20.00	T103-50(822)
50 Somerset Avenue Somerset Avenue	Steps 4' X 3.5'	Rosa Pasquali and Scott Fair	Lamont, Paquette Barristers and Solicitors 105 Main Street East Suite 1001 Hamilton, Ontario L8N 1G6 Att: <u>Michael L. Lamont</u>	\$105.00 - \$20.00	T103-50(804)
246 Hunter Street West Hunter Street West	Concrete Steps 3.03' X 3.25'	Edward & Tracy Newbigging	Borkovich and Ingrassia Barristers and Solicitors 1 Main Street East Hamilton, Ontario. L8N 1E7 Att: <u>Jerry Ingrassia</u>	\$105.00 - \$20.00	T103-50(806)
140 Oak Avenue Oak Avenue	Concrete Steps 6.29' X 19.9'	Munro Metal Products Limited	Munro Metal Products Limited 154 Oak Avenue P.O. Box 406, Station "B" Hamilton, Ontario. L8L 7W2 Att: <u>Peter N. Cauchi</u>	\$105.00 - \$20.00	T103-50(824)

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its TWENTY-SECOND Report for 1989 and respectfully recommends:

1. That the Corporation of the City of Hamilton enter into a three year agreement with Burco Industries Incorporated to provide golf score cards at Chedoke and King's Forest Civic Golf Courses, subject to the Municipality determining appropriate advertisers and that these score cards be provided at no cost to the City.

NOTE: This will reduce operating supply costs by \$7 800.

2.
 - (a) That the Tariff of Charges for City-owned cemeteries as set out in Schedule "A" appended hereto, be approved upon receipt of approval from the Ministry of Consumer and Commercial Affairs, Cemeteries Branch, and implemented on January 2, 1990.
 - (b) That the City Solicitor be authorized and directed to prepare a by-law to amend Cemetery By-law 8861 so as to provide for the increase in the Tariff of Charges.
 - (c) That the Manager of Cemeteries be authorized and directed to make application to the Ministry of Consumer and Commercial Affairs, Cemeteries Branch, for approval of these rates.
3. That approval be given to transfer funds from the listed accounts, appended hereto as Schedule "B", where there are under expenditures to cover funding deficiencies in the Parks Division Stadia Accounts.
4. That the Planning Department, Engineering Department, Traffic Department and the Public Works Department be directed to consider a policy for the construction of designated bike lanes on all future roadway or road reconstruction projects.
5.
 - (a) That a formal application be made to the Minister of the Environment in the full estimated amount of the expenditure required for the implementation of the Waste Management Plan for the former Lax Property.

- (b) That, subsequent to the submission of this application, arrangements be made for a delegation from the City of Hamilton comprised of the Mayor, members of Council and the appropriate staff members, to meet with the Minister of the Environment of the Province of Ontario, with a view to securing a financial commitment from the Province for the implementation of the Waste Management Plan for the Former Lax Property.

NOTE: The appropriate staff of the City of Hamilton will meet with their counterparts at the Province to prepare for the meeting with the Minister of the Environment.

RESPECTFULLY SUBMITTED,

Robert C. Prowse,
Secretary

**ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE**

1989 November 21

/lp

SCHEDULE "A"

REFERRED TO IN SECTION 2 OF THE
 TWENTY-SECOND REPORT OF THE PARKS
 RECREATION COMMITTEE

HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CJANUARY 2, 1990

(Cemeteries By-law No. 8861)

	Resident and Non-Resident <u>Realty Taxpayers</u>	<u>Non-Residents</u>
<u>OPENING AND CLOSING</u>		
6 ft. adult	361.00	420.00
8 ft. adult	489.00	545.00
6 ft. child - case up to 42"	215.00	320.00
- case 43" to 60"	246.00	351.00
- case 61" to 72"	273.00	397.00
8 ft. child - case up to 60"	273.00	397.00
- case 61" to 72"	304.00	441.00
Baby Special - up to one month old	41.00	66.00
Cremation	120.00	171.00
Expansion of Memories (Stoney Creek - new crypts only) ...	296.00	349.00
<u>LOWERING</u> (opening charges not included)		
Adult		
From 6 ft. to 8 ft. - shell	247.00	374.00
From 6 ft. to 8 ft. - steel vault	480.00	720.00
From 6 ft. to 8 ft. - concrete vault or crypt	574.00	863.00
Child		
From 6 ft. to 8 ft. - 5 to 10 years	171.00	254.00
From 6 ft. to 8 ft. - under 5 years	82.00	121.00
<u>REMOVALS</u>		
Adult		
Shell	1,300.00	2,000.00
Concrete vault or crypt	1,061.00	1,587.00
Child		
Shell	308.00	480.00
Concrete vault or crypt	330.00	489.00
Cremation	120.00	171.00

HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGESJANUARY 2, 1990

	<u>Resident and</u> <u>Non-Resident</u> <u>Realty Taxpayers</u>	<u>Non-Residents</u>
--	---	----------------------

SALE OF LOTS AND GRAVES INCLUDING PERPETUAL CAREAdult Single Grave (3½' x 10') (4' x 9') (4' x 10')

Graves cannot be selected or purchased in advance

but are opened in sequence

347.00

428.00

Preferred Single Grave (3½' x 10') (4' x 10')

Where grave may be selected and purchased

in advance of need

580.00

717.00

Child Single Grave

Case up to 60" (2' x 5')

83.00

108.00

Case 61" to 72" (3' x 6')

123.00

161.00

Urn Garden (1-3/4' x 5')

193.00

235.00

Veteran's Grave (3½' x 10')

329.00

Social Services Grave (3½' x 10') (4' x 9') (4' x 10') ...

347.00

Two-Grave Lot (7' x 10') (6' x 12') (8' x 10')

1,330.00

1,658.00

Two-Grave Lot - Eastlawn Sections 15, 16 (6' x 12') (6' x 12') burials only)

1,086.00

1,355.00

Three-Grave Lot - Woodland Section 17 (10½' x 10')

1,986.00

2,485.00

Four-Grave Lot - Woodland Section 15 (12' x 12')

4,810.00

6,008.00

Four-Grave Lot - Woodland Sections 21, 22, 25 (10' x 14') (12' x 12')- Eastlawn Section 19 (12' x 12')

2,604.00

3,310.00

Four-Grave Lot - Trinity (8' x 16')

2,447.00

3,105.00

Mansion of Memories - Mausoleum Crypt

927.00

1,019.00

Baby Special -

36.00

38.00

ADDITIONAL SERVICESCRYPTS

Child

230.00

Youth

240.00

Standard

250.00

Intermediate

260.00

Oversize

270.00

PLANTING

Preparing ground and planting flowers per grave

35.00

Preparing ground and planting one shrub

45.00

(Flowers and shrubs are to be provided by the family at their expense.)

MISC.

Tent in cemetery

110.00

Rental of tent outside cemetery

150.00

Rental of dressing for use outside cemetery ..

120.00

Rental of lowering device outside cemetery ...

120.00

Transfer Fee \$2.00 + Research \$22.00

24.00

NOTE:

35% of all lot and grave sales goes into Perputal Care

HAMILTON MUNICIPAL CEMETERIES' TARIFF OF CHARGES

JANUARY 2, 1990

	Resident and Non-Resident <u>Realty Taxpayers</u>	<u>Non-Residents</u>
<u>FOUNDATIONS AND MARKERS</u>		
<u>Foundation</u> - pouring per square inch of surface area (to be poured 6 feet deep)	.82	1.23
<u>Marker Setting Fee</u> (maximum size 24" long x 18" wide) (thickness 8" maximum - 4" minimum)	100.00	154.00
<u>Special Service Marker</u>	100.00	135.00
<u>Bronze Vase</u>	100.00	154.00
<u>V.A. Upright</u>	84.00	
<u>V.A. Flat</u>	84.00	

Deferred Singles

Only a flat marker 24" in length and 18" in width is permitted.

Single Graves in a Row

A flat granite marker, maximum 24" in length and 18" in width is permitted.

Open Garden Section

Only a flat marker 12" in length and 10" in width is permitted.

Children's Section

Only a flat marker 18" in length and 14" in width is permitted.

One-Grave Lot Section

Upright monument is allowed, maximum length of base must not exceed 3'2" (38"), and maximum width must not exceed 1'2" (14"). All bases must be at least 6" in height. The total over-all height of any memorial must not exceed 4' (48"). All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

Three and Four-Grave Lot Section

Maximum base area not to exceed 10% of lot area. Total over-all height to be governed by base size for appearance and balance. All memorial bases must have a projection of at least 3" on all sides from the edge of the die or cross.

SCHEDULE "B"

TRANSFER OF FUNDS WITHIN PARKS DIVISION 1989 ACCOUNTS

<u>FROM ACCOUNT</u>	<u>TO ACCOUNT</u>	<u>AMOUNT</u>
CH57200 62102 (GENERAL MAINTENANCE GROUND REPAIR)	CH51401 62118 (STADIA MAINTENANCE & REPAIR LABOUR)	\$20 100
CH51401 62112 (BALL DIAMOND MAINTENANCE - LABOUR)	CH51401 62118 (STADIA MAINTENANCE & REPAIR LABOUR)	10 000
CH56398 62112 (BALL DIAMOND MAINTENANCE - CONTRACTUAL)	CH51401 62118 (STADIA MAINTENANCE & REPAIR LABOUR)	10 000
CH55338 62114 (BOBBY KERR - RECONSTRUCTION)	CH51401 62118 (STADIA MAINTENANCE & REPAIR LABOUR)	7 650
CH55339 62114 (SPORT FIELD RENOVATIONS)	CH51401 62118 (STADIA MAINTENANCE & REPAIR LABOUR)	20 000
CH51401 62414 (K.F. SKI HILL - LIFT OPERATIONS - LABOUR)	CH51401 62118 (STADIA MAINTENANCE & REPAIR LABOUR)	10 000
CH56103 62414 (K.F. SKI HILL - LIFT OPERATIONS - SUPPLIES)	CH51401 62118 (STADIA MAINTENANCE & REPAIR LABOUR)	<u>5 000</u>
	TOTAL	\$82 750
CH51401 62406 (CHEDOKE SKI HILL - LIFT OPERATIONS LABOUR)	CH51401 62116 (STADIA CLEANUP - LABOUR)	\$10 000
CH51401 62408 (CHEDOKE SKI HILL - LIFT OPERATIONS - GROOMING LABOUR)	CH51401 62116 (STADIA CLEAN UP - LABOUR)	10 000
CH56305 62410 (K.F. SKI HILL - HEATING)	CH51401 62116 (STADIA CLEANUP - LABOUR)	<u>10 000</u>
	TOTAL	\$30 000
CH51401 62416 (K.F. SKI HILL - GROOMING LABOUR)	CH51401 62120 (STADIA OPERATIONS - LABOUR)	\$10 000
CH51401 62418 (SNOW REMOVAL - SIDEWALKS & PATHS - LABOUR)	CH51401 62120 (STADIA OPERATIONS - LABOUR)	<u>10 000</u>
	TOTAL	\$20 000
CH58005 62106 (GRASS MAINTENANCE - OPERATING EQUIPMENT (BASE))	CH548005 62118 (STADIA MAINTENANCE - OPERATING EQUIPMENT)	<u>\$24 560</u>
	TOTAL	\$24 560

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its TWENTY-SEVENTH Report for 1989 and respectfully recommends:

1. That the Building Commissioner be authorized to issue demolition permits for the following properties:
 - (a) 194 West Avenue North
 - (b) 158 Mud Street
2.
 - (a) That the building at 37 Strathcona Avenue North (former Strathcona Fire Station) be de-designated, and
 - (b) That the City Solicitor be directed to undertake the necessary steps under the provisions of the Ontario Heritage Act, to de-designate.

NOTE: For the information of members of City Council, the application for demolition of this presently designated building has been referred to L.A.C.A.C. for consideration and recommendation, in accordance with the requirements of the Ontario Heritage Act.

3.
 - (a) That, a Community Improvement Project Area be designated as per Schedule 'A' attached herewith and marked Appendix "A" for Locke Place, on Locke Street between Main and Herkimer Streets in conformity with the Planning Act, Section 28.
 - (b) That, the City Solicitor be authorized to prepare the necessary By-law for (a) above.
 - (c) That, the Planning and Development Committee hold a public meeting to hear citizen input on the Locke Place Community Improvement Plan as required under the Planning Act, Section 17.

NOTE: The Planning Act, Section 28, Sub-Section #7 (1983) stipulates that, "For the purpose of carrying out the Community Improvement Plan the Municipality may make grants or loans to the registered owners or assessed owners of lands and buildings within the Community Improvement Project Area to pay for the whole or any part of the cost of rehabilitating such lands and buildings in conformity with the Community Improvement Plan". In order to implement the Commercial Facade Loan Programme and the Commercial Improvement Programme on Locke Street South from Main to Herkimer Streets, the Community Improvement Project Area must be adopted by By-law and approved by the Ministry of Municipal Affairs.

4. (a) That, a Community Improvement Project Area be designated as per Schedule 'A' attached herewith and marked Appendix 'B' for Main Street West, between Locke and Queen Streets in conformity with the Planning Act, Section 28.
- (b) That, the City Solicitor be authorized to prepare the necessary By-law for (a) above.
- (c) That, the Planning and Development Committee hold a public meeting to hear citizen input on the Main Street West Community Improvement Plan as required under the Planning Act, Section 17.
5. (a) That Mr. J. Robinson, Co-ordinator of Housing Loans, Community Development Department not be approved to provide services as a resource person on the Regional Task Force on Affordable Housing, and
- (b) That the Director of Community Development not be directed to report back to the Planning and Development Committee on the estimated cost of this staff time.

NOTE: THE ABOVE RECOMMENDATION RESULTED IN A TIE-VOTE AT THE PLANNING AND DEVELOPMENT COMMITTEE AND IN ACCORDANCE WITH CITY POLICY IS BEING REFERRED TO CITY COUNCIL.

6. That the City Solicitor be directed to provide legal counsel at an upcoming Ontario Municipal Board Hearing to defend the Committee of Adjustment denial decision with respect to a variance request by Pioneer Gas Bar on Upper Gage Avenue and Crockett Avenue.
7. That approval be given to Zoning Application 89-82, Vittorio, Guissepina, Italo and Anna DiPietro, owners, for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to create three single-family dwelling lots for property located at the rear of 1258 Upper Wentworth Street, as shown on the attached map marked as Appendix "C" on the following basis:
 - (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
 - (b) That the City Solicitor be directed to prepare a By-law to amend Zoning District Map E-18C for presentation to City Council; and,
 - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the proposed By-law is to provide for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property located at the rear of 1258 Upper Wentworth Street.

The effect of the proposed change in zoning is to sever the subject land into three building lots for single-family detached dwellings.

8. That approval be given to Zoning Application 89-68, John Paisley In Trust, prospective owner, requesting changes in zoning from "AA" (Agricultural) District (Block "1") and "C" (Urban Protected Residential, etc.) District (Block "2") to "HH" (Restricted Community Shopping and Commercial) District, to permit retail Commercial uses (e.g. hotel, restaurant, retail stores) for property located at 1399 Upper James Street, as shown on the attached map marked as Appendix "D" on the following basis:

- (a) That the lands described as Block "1" be rezoned from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District;
- (b) That the lands described as Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District;
- (c) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-Law No. 6593, applicable to property located at 1399 Upper James Street, be modified to include the following variances as special requirements:
 - (i) That notwithstanding Section 14A(3)(a) a minimum front yard of 24.0 m shall be provided and maintained;
 - (ii) That a minimum 3.0 m wide planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, shall be provided and maintained along the easterly rear lot line and northerly side lot line;
 - (iii) That a minimum 3.0 m wide landscaped area, excluding any vehicular access, be provided and maintained adjacent to the Upper James Street road allowance;
- (d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1151, and that the subject lands on Zoning District map E-9C be notated S-1151;
- (e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-9C for presentation to City Council; and
- (f) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to provide for changes in zoning for property located at 1399 Upper James Street, on the following basis:

- (a) Block "1" - Change from "AA" (Agricultural) District to "HH" (Restricted Community Shopping and Commercial) District.
- (b) Block "2" - Change from "C" (Urban Protected Residential, etc.) District to "HH" (Restricted Community Shopping and Commercial) District.

The effect of the By-law is to permit future development of the property for retail commercial use (e.g. hotel, restaurant, retail stores).

In addition, the By-law provides for the following modifications as special requirements:

- (a) a minimum front yard setback of 24.0 m;
 - (b) a minimum 3.0 m wide planting strip, and a visual barrier not less than 1.2 m in height and not greater than 2.0 m in height, to be provided and maintained along the easterly rear lot line and the northerly side lot line;
 - (c) a minimum 3.0 m wide landscaped area, excluding any vehicular access, to be provided and maintained adjacent to the Upper James Street road allowance.
9. That approval be given to Zoning Application 89-78 Browview Realty Ltd., owner, requesting a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District (Block "1") and a modification to the established "E" (Multiple Dwellings, Lodges, Clubs, etc.) District (Block "2"), to permit a 5 unit townhouse development on property located at 783, 785 and 791 Concession Street, as shown on the attached map marked as Appendix "E"; on the following basis:
- (a) That the lands described as Block "1" be rezoned from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District.
 - (b) That the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations as contained in Section 11 of Zoning By-law No. 6593 applicable to the lands shown as Blocks "1" and "2" be modified to include the following variance as a special requirement:
 - (i) That notwithstanding the provisions of Section 18A.(1)(f) of By-law No. 6593 the required manoeuvring space aisle width for the two required parking spaces at the rear of the townhouse development shall have a minimum width of 4.88 m.
 - (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1152, and that the subject lands on Zoning District Map E-35 be notated S-1152;
 - (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-35 for presentation to City Council;
 - (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to provide for a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District for property located at 783 Concession Street, shown as Block "1" on the attached map.

The effect of the By-law is to permit a 5 unit townhouse development on the lands described as Blocks "1" and "2", on the attached map being 783, 785, and 791 Concession Street.

In addition, the By-law provides for a modification to the "E" (Multiple Dwellings, Lodges, Clubs, etc.) District regulations applicable to the lands described as Blocks "1" and "2", to reduce the aisle width for the required manoeuvring area for the two required parking spaces at the rear of the townhouse development from 6.0 m to 4.88 m.

10. That approval be given to Zoning Application 89-83, 740888 Ontario Ltd., prospective owner, requesting a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, to permit townhouse development for property located at 340 Limeridge Road East, as shown on the attached map marked as Appendix "F", on the following basis:

- (a) That the subject lands be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-18A and E-18C for presentation to City Council; and,
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the proposed By-law is to provide for a change in zoning from "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District for property located at 340 Limeridge Road East.

The effect of the By-law is to permit townhouse development of the subject lands.

11. (a) That approval be given to Official Plan Amendment No. 80, which would incorporate:
- (i) a new subsection - General Land Use Provisions;
 - (ii) minor policy changes; and,
 - (iii) amendments to the Schedules
- (b) That the City Solicitor be directed to prepare a by-law to adopt Official Plan Amendment No. 80 for submission to The Regional Municipality of Hamilton-Wentworth.

NOTE: Section 26 of the Planning Act requires a municipality to hold a public meeting, at least once every five years, to determine if there is a need to review the Official Plan. In this regard, the Planning and Development Department undertook a major review of the Official Plan's

assumptions, objectives, policies and land use designations to determine if the policy directions etc. reflected Hamilton's planning objectives and goals until the year 2001.

The review identified a need:

- (a) to add a new subsection (i.e. General Land Use Provisions) to outline uses which are permitted "as-of-right", without locational restrictions or prohibited within the City's boundaries;
- (b) to rework two existing subsections (i.e. Airport and Historic/Architectural Resources) to incorporate changing roles and operations;
- (c) to initiate several minor policy changes to clarify wording, to expand policies/procedures, recognize new government ministry names, etc; and,
- (d) to initiate amendments to three Schedules, specifically "A", "B" and "D", to reflect current or proposed land uses, adjust land use boundaries, etc.

A copy of Official Plan Amendment 80 is available from the Committee Secretary upon request.

- 12. That the Regional Municipality of Hamilton-Wentworth be requested to grant a one year extension on the draft approval for "Battleridge" Subdivision (Regional File No. 25T-76024).
- 13.
 - (a) That the Regional Municipality of Hamilton-Wentworth be notified that proposed Amendment No. 21 (Meadowlands Community) to the Town of Ancaster Official Plan will not conflict with the planning intentions of the City of Hamilton, provided the modification outlined in the staff Report is incorporated into the proposed Amendment; and,
 - (b) That the City Clerk be directed to inform the Regional Municipality of Hamilton-Wentworth regarding (a) above and forward a copy of the staff Report to the Region.

NOTE: The Regional Municipality of Hamilton-Wentworth has requested the City's comments on proposed Amendment No. 21 (Meadowlands Community) to the Town of Ancaster Official Plan. The Amendment is the result of Ancaster Town Council's adoption of a new secondary plan for the lands located east of Highway No. 403, west of city limits, south of Mohawk Road West and north of Highway No. 53.

The proposed amendment designates a small portion of the hydro corridor located adjacent to the City of Hamilton and the proposed Industrial Business Park in Ancaster, south of Mohawk Road, as "Industrial", instead of the more appropriate designation of "Open Space and Conservation". The Ancaster Official Plan generally designates hydro corridors in the area as "Open Space and Conservation", since it does not recognize utility uses.

The lands adjacent to this "Industrial" designation within the Gurnett Neighbourhood, in the City of Hamilton, are utilized and designated for residential uses. It is not intended that the hydro lands in Ancaster be developed for industrial uses. Accordingly, it would be appropriate for the entire hydro corridor to be designated "Open Space and Conservation" on Schedule "B" of the Ancaster Official Plan. This will:

- (a) be consistent with the designation of hydro corridors elsewhere;
- (b) ensure that no industrial development will occur on the hydro corridor, adjacent to residential uses in Hamilton; and,
- (c) ensure that a buffer be maintained between the Meadowland Industrial Business Park and residential uses in the Gurnett Neighbourhood.

A copy of the staff report is available from the Committee Secretary upon request.

- 14. (a) That the City enter into a lease agreement with the owners of the Pigott Building respecting the reinstallation of the stained glass lobby windows in their original location with suitable protection against damage; and
- (b) That the City Solicitor be directed to prepare the appropriate lease agreement.

NOTE: On 1988 July 28, the City purchased the six original stained glass windows of the Pigott Lobby from a private dealer. These windows are presently stored for safe keeping in the City's storage building.

The windows were custom-made for the Pigott Building in 1928 and have been appraised at \$16 000. The removal of these windows from the designated Pigott Building occurred during the first proposed conversion of the building to hotel use. When the project went bankrupt, the windows disappeared. Upon rediscovering them in private ownership, the City purchased them for \$12 000.

The new owner of the Pigott Building, Reemark Heritage Gardens Ltd., has advised LACAC of his intent to purchase these windows once the restoration of the lobby is completed.

- 15. That NO ACTION be taken on the following recommendation of the Local Architectural Conservation Advisory Committee:
 - (a) That approval be given to the "Intent to Designate" the Main Post Office Building located at 10 John Street South as a property of historical and/or architectural value, pursuant to the provisions of the Ontario Heritage Act 1983 as outlined in the Reasons for Designation attached herewith and marked Appendix "G"; and
 - (b) That the City Solicitor be authorized and directed to take the appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1983.

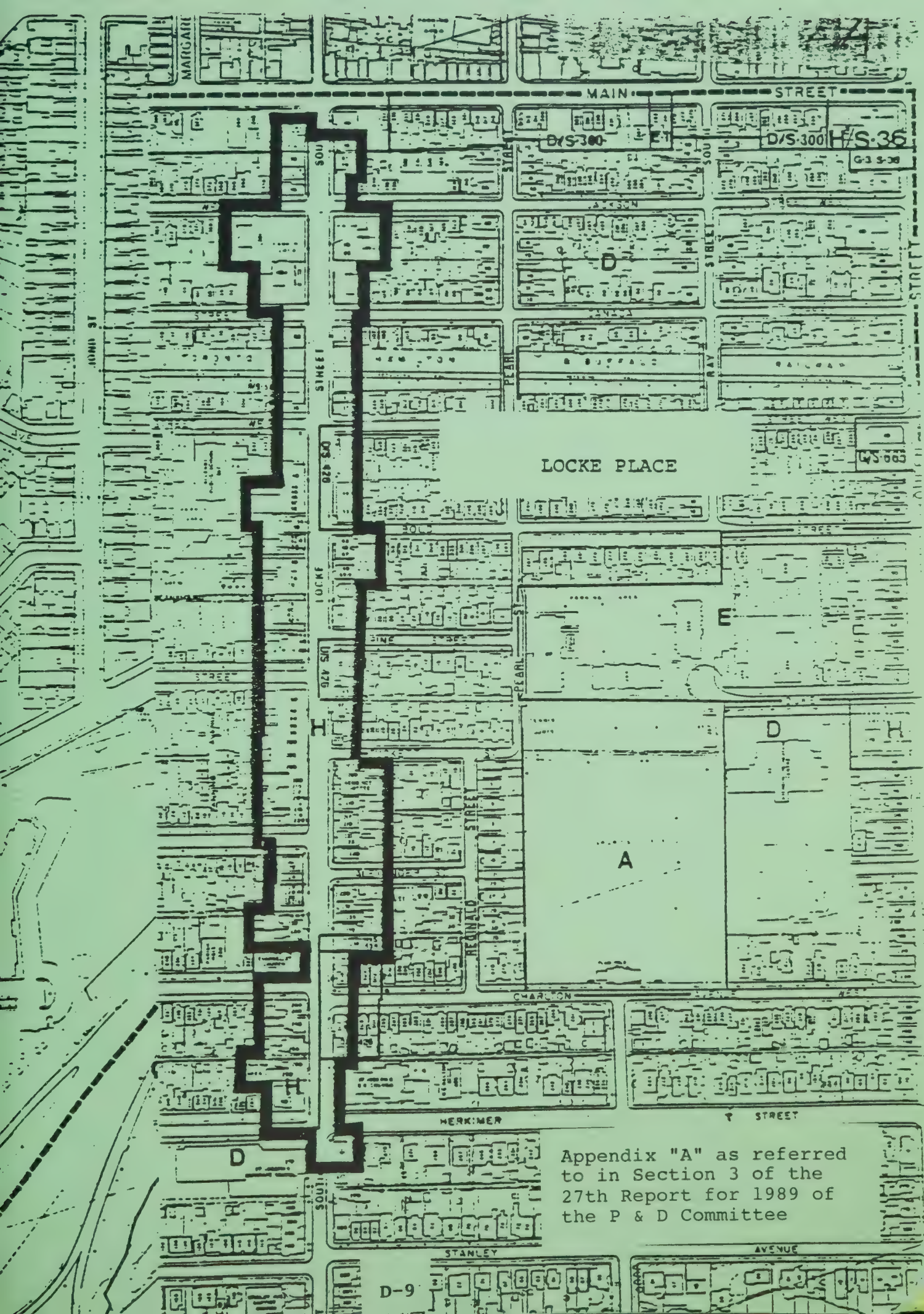
16. That leave be granted to introduce the following Bills:

- (a) Bill D-141 A By-law to amend By-law No. 82-133 respecting plumbing inspectors.
- (b) Bill D-142 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 992 Montclair Avenue.
- (c) Bill D-143 A By-law to amend Zoning By-law No. 6593 respecting lands located at Municipal Nos. 1275 and 1317 Upper James Street.
- (d) Bill D-144 A By-law to amend Zoning By-law No. 6593 as amended by Zoning By-law No. 66-323 respecting land located at Municipal No. 2825 King Street East.
- (e) Bill D-145 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1515 Upper Ottawa Street.
- (f) Bill D-146 A By-law to adopt Official Plan Amendment No. 82 respecting lands located at the north-west corner of Limeridge Road East and Upper Gage Avenue, within the Lawfield Neighbourhood.
- (g) Bill D-147 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 1355 Upper Wellington Street.
- (h) Bill D-148 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 57 Rymal Road West.
- (i) Bill D-149 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 905 Rymal Road East.
- (j) Bill D-150 A By-law to amend Zoning By-law No. 6593 respecting land located at Municipal No. 167 Hunter Street East.

Respectfully submitted,

Alderman J. Smith, Chairman
Planning and Development Committee

Susan K. Reeder
Secretary
1989 November 15th



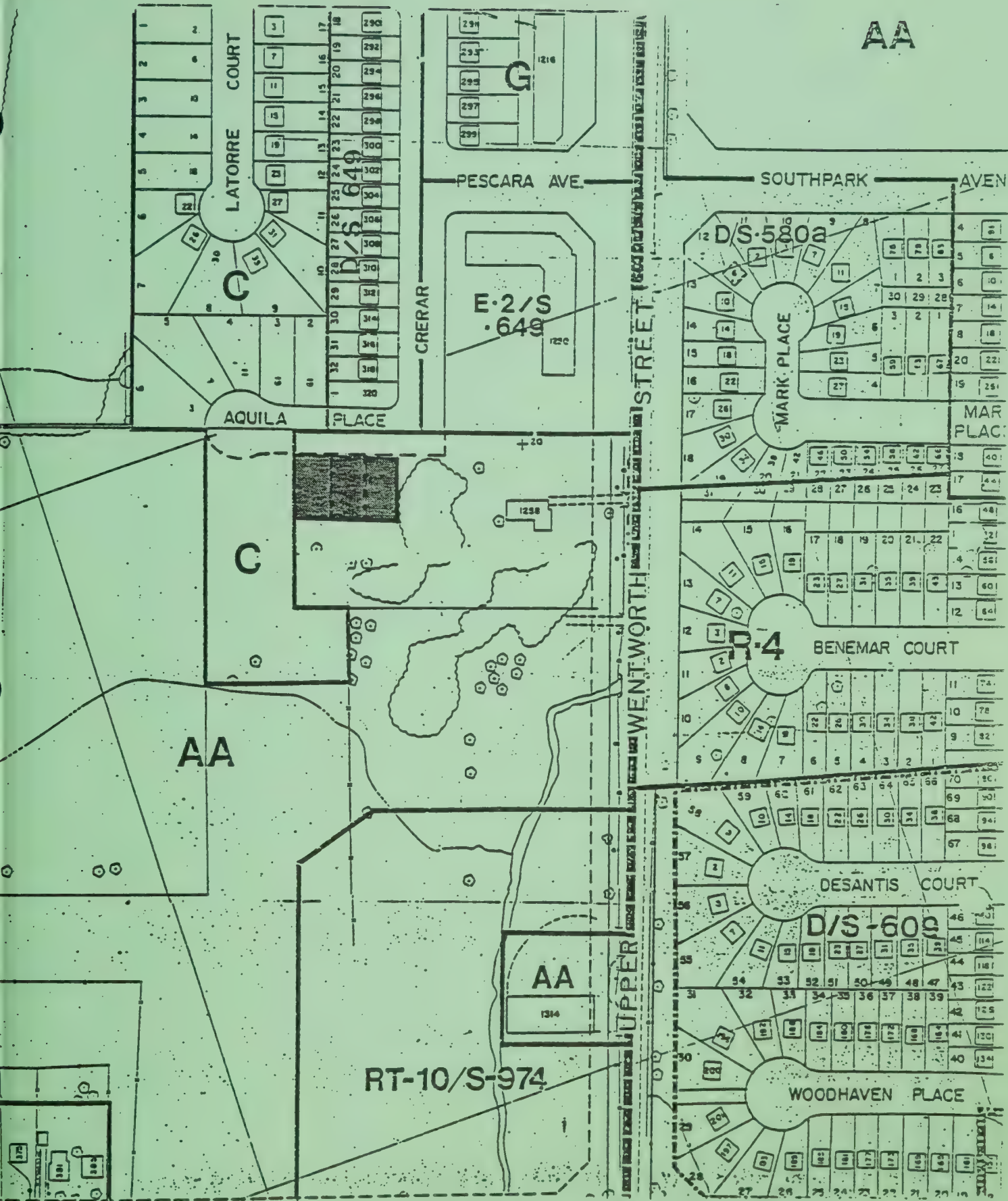
Appendix "A" as referred
to in Section 3 of the
27th Report for 1989 of
the P & D Committee

SCHEDULE 'A'

MAIN STREET WEST BUSINESS IMPROVEMENT
AREA

Appendix "B" as referred
to in Section 4 of the
27th Report for 1989 of
the P & D Committee



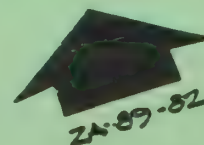


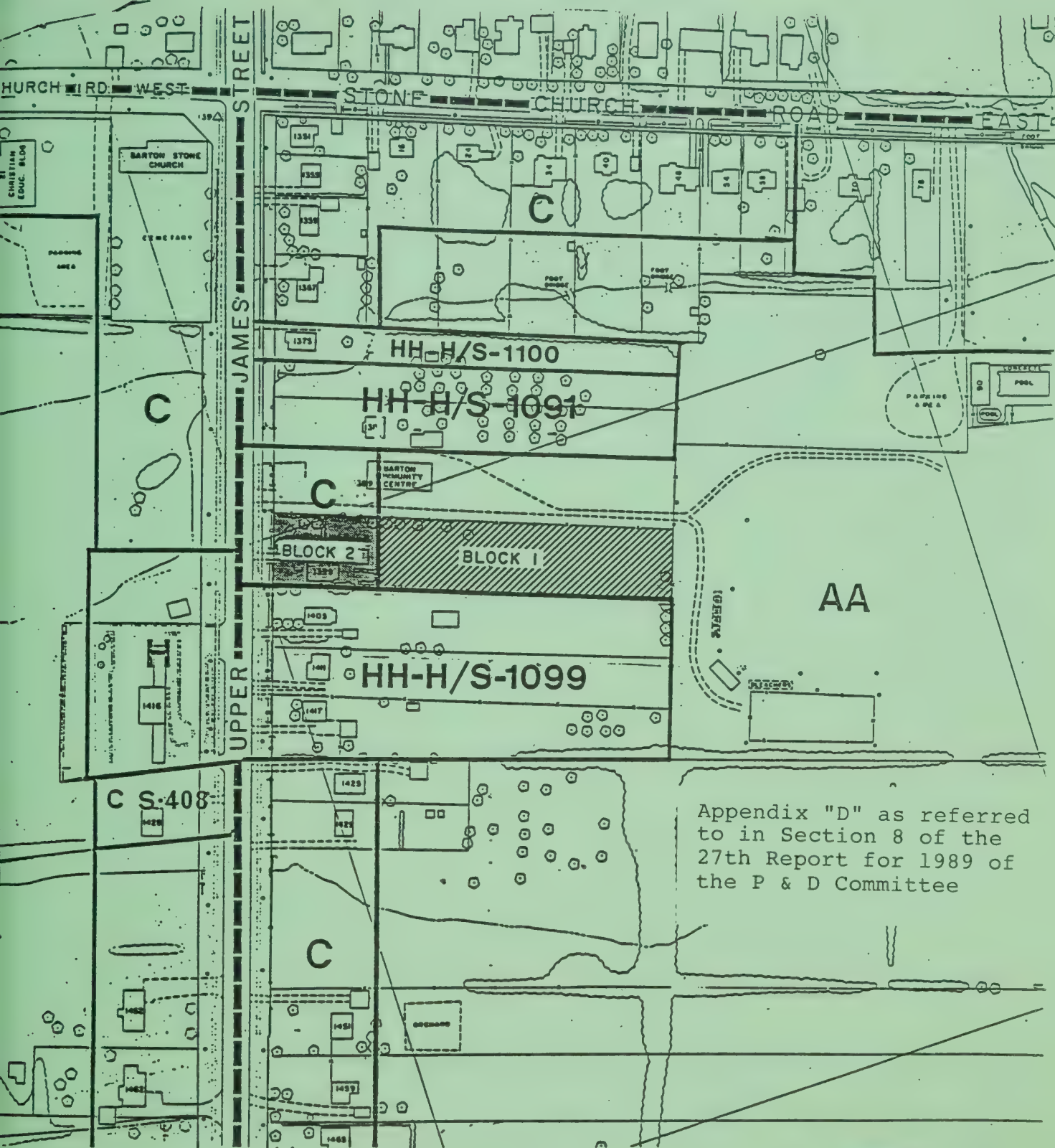
Legend



Site of the Application

Appendix "C" as referred
to in Section 7 of the
27th Report for 1989
of the P & D Committee



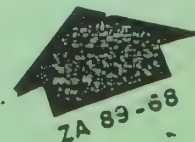


LEGEND

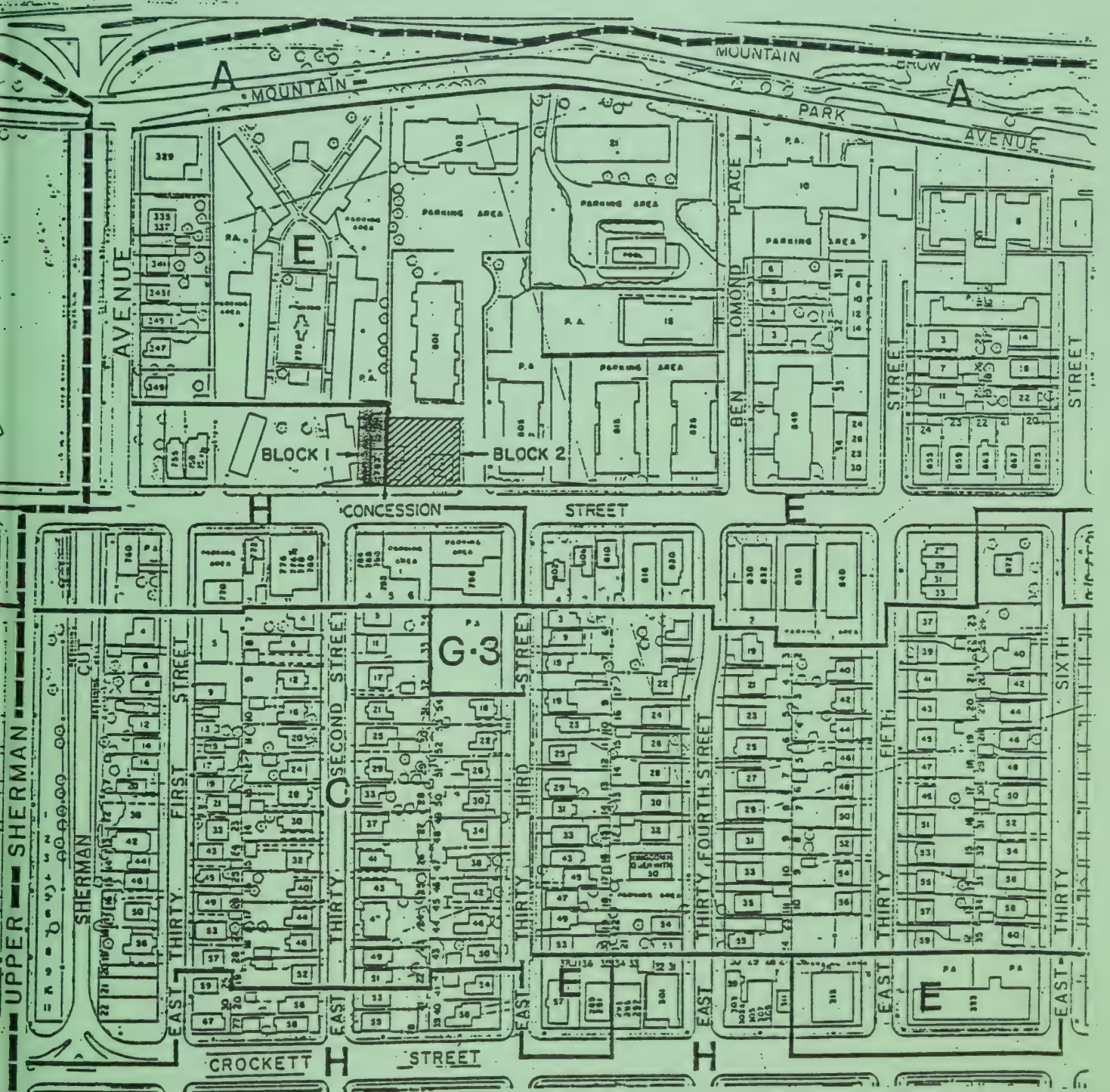
PROPOSED CHANGE IN ZONING FROM:

BLOCK 1  "AA" (AGRICULTURAL) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT.

BLOCK 2  "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT.



Appendix "E" as referred
to in Section 9 of the
27th Report for 1989 of
the P & D Committee

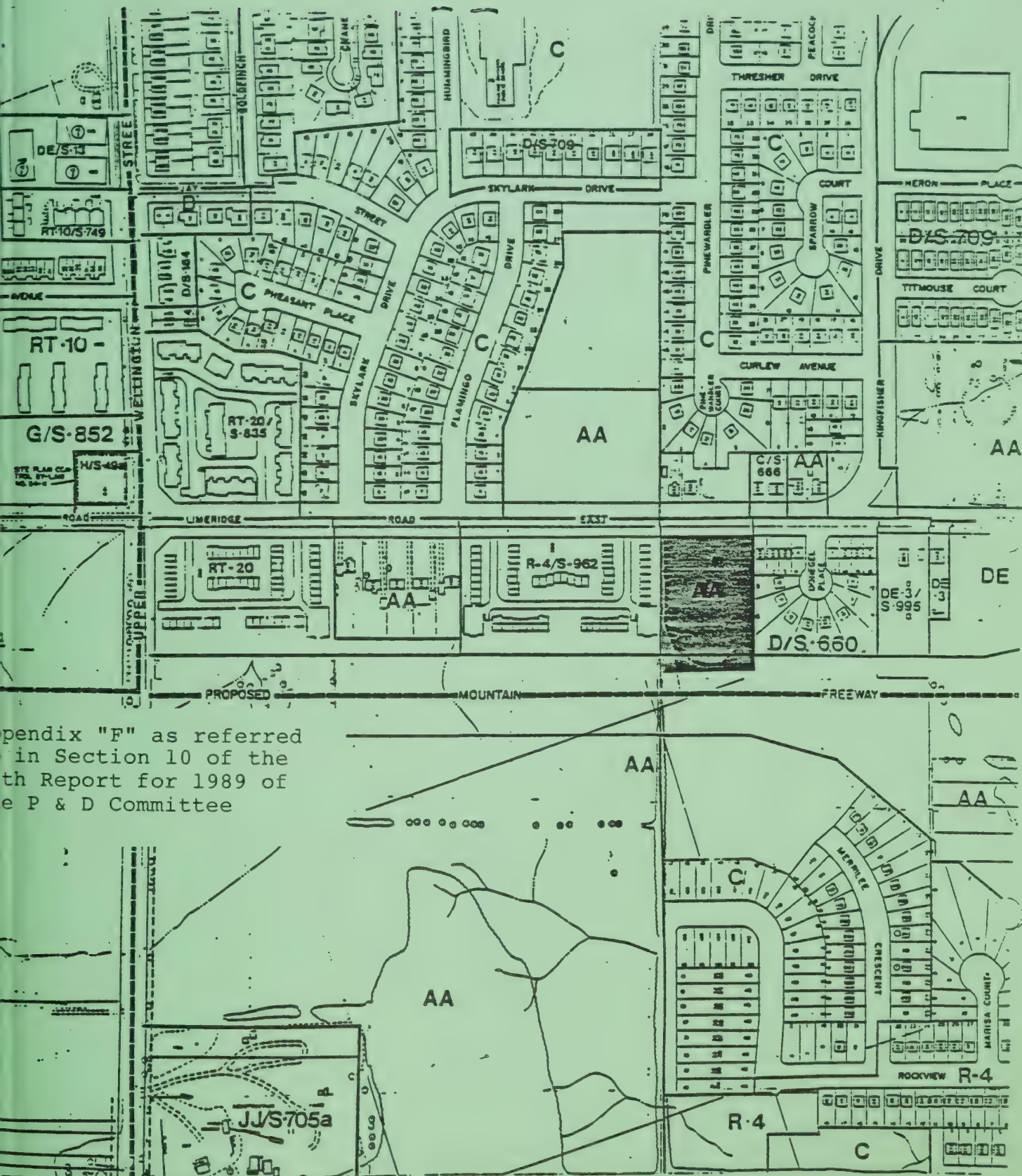


Legend

Change in Zoning From "H"(Community Shopping and Commercial,etc.)District
to "E"(Multiple Dwellings,Lodges,Clubs,etc.)District.

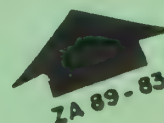
Site of the Application

ZA 89-78



LEGEND

SITE OF THE APPLICATION



REASONS FOR DESIGNATION

Dominion Public Building
10 John Street South
Hamilton, Ontario

Context

The Dominion Public Building was erected in 1935-6 on John Street South between King and Main Streets to serve as Hamilton's main Post Office and federal office building. Located on a major site in the downtown core, the front facade of this monumental six-storey edifice faces John Street; its south facade is an integral part of the Gore Park streetscape and its north facade faces the Courthouse grounds. As such, 10 John Street is recognized as an important city landmark.

Historical Significance

Erected on the site of the earlier 1886 Post Office, the new Dominion Public Building was built to accommodate not only the post office but also customs and excise, national health, immigration and various other federal departments, all consolidated for the first time in Hamilton under one roof.

The John Street Building belongs to the group of large office blocks built by the Federal Government across the country during the 1920's and '30's; the Hamilton structure was erected as part of a Depression works program introduced by the government in 1934 under the Public Works Construction Act.

While many of the other federal offices have since moved out, the main Post Office has been located in this building for over fifty years.

Architectural Significance

Hamilton's Dominion Public Building has been ranked as one of the three best examples of the large federal public buildings which were erected across Canada between 1934 and 1939.

In accordance with the government's current policy, a local architect rather than the Public Works Architect was commissioned to design the building. The Hamilton firm of Hutton and Souter, well known for other major works such as the Cathedral of Christ the King, provided the plans.

In terms of architectural style, Hutton and Souter's design can be described as "modern classical", used also in the five other federal buildings erected at this time. Classical inspiration is visible in the use of pilasters, engaged columns, symmetry, the rectangular block form, and the general horizontal divisions of base, shaft, and cornice.

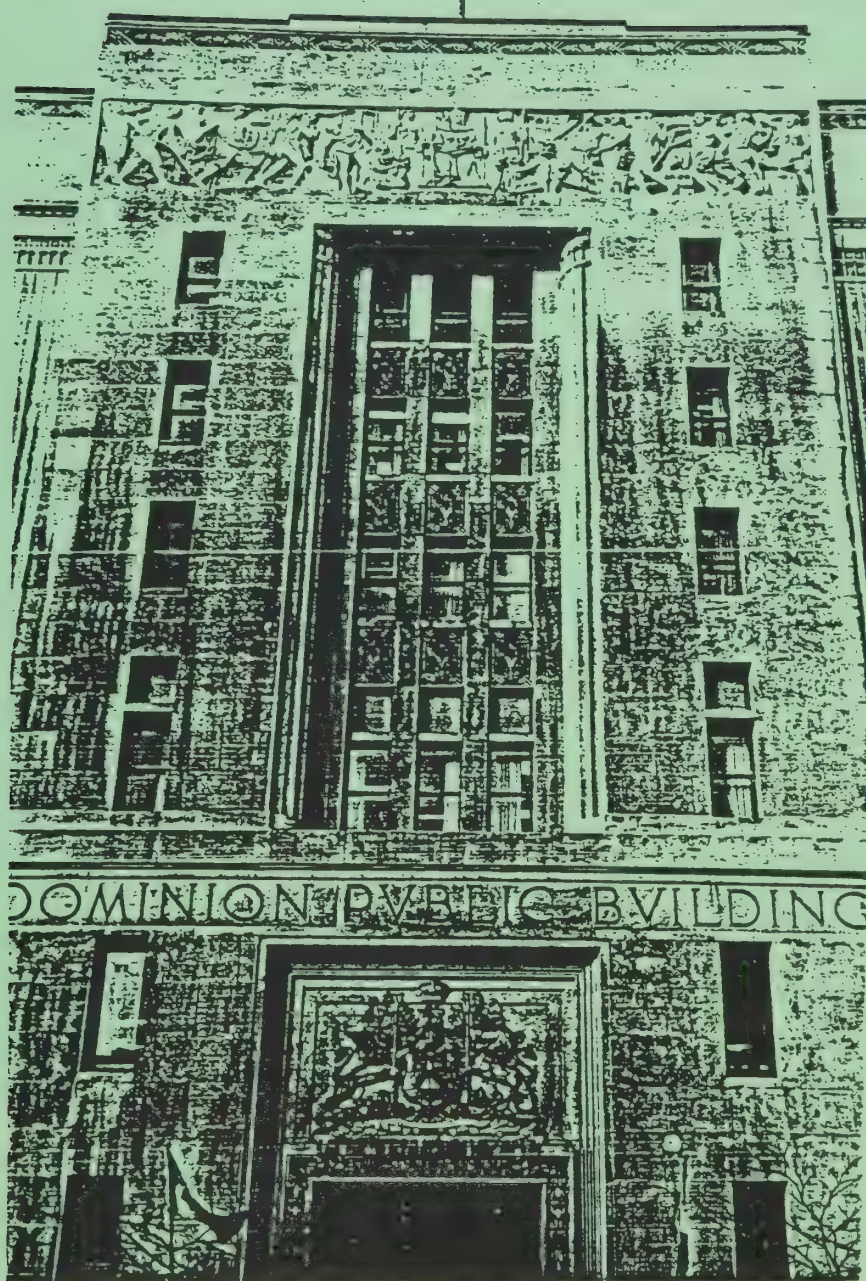
These traditional elements, however, are given contemporary expression, typified in the use of smooth, crisp planes; bold, simple masses; and contrasting linear-patterned ornamentation which accentuates the main architectural features of the building.

This richness of decorative detailing is found throughout the building; on the exterior in the stone ornamentation at the cornice and belt-course, the crowning narrative relief of the frontispiece, in the coat-of-arms over the front door, as well as in the bronzework of the window and door panels; and in the interior in the use of marble wainscoting and flooring, as well as bronze grillwork, mosaics and painted ceiling.

The Hamilton building is considered to have the finest interior of any federal public building erected from the mid-to-late 1930's. The main entrance, postal and elevator lobby areas and the main stairwell demonstrate the extensive use of costly materials and quality craftsmanship.

Designated Features

Important to the preservation of the Dominion Public Building are the original features of the east (main), north, and south facades, including the masonrywork, windows, doorways and all ornamental decoration; and the interior spaces of the entrance, postal and elevator lobby areas and main stairwell, including all original decorative elements such as the marble cladding and flooring, bronze decorative work on doors and windows, painted ceiling, light fixtures, and mosaic.



- (e) stop the sale and serving of Californian and Chilean grapes at all city facilities (eg HECFI) and at all city functions
 - (f) inform the Federation of Canadian Municipalities and Association of Municipalities of Ontario of Council's decision on this matter."
2. That the costs incurred in item (c) be the responsibility of the City of Hamilton and not be taken from the Mayor's Race Relations budget.

RESPECTFULLY SUBMITTED

ROBERT M. MORROW
MAYOR

S. Glover, Secretary
Mayor's Race Relations Committee

1989 November 17

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Legislation Committee presents its **SEVENTEENTH** Report for 1989 and respectfully recommends:

1. That the draft Bill respecting Smoking in the Workplace attached hereto as **Appendix "A"** and the following recommendations for amendments to the draft Bill, not be approved:
 - (a) Extend the provisions of the Bill to apply to municipal public sector workplaces, in addition to private sector workplaces;
 - (b) Provide an exemption in the Bill for workplaces that are private dwellings;
 - (c) Make express provision in the Bill to permit smoking in industrial mill areas;
 - (d) Make express provision in the Bill to prohibit smoking in all workplace eating rooms and areas;
 - (e) Provide for an implementation date of 1990 January 01.

NOTE: THE ABOVE MATTER WAS LOST ON A TIE VOTE OF THE LEGISLATION COMMITTEE AND IN ACCORDANCE WITH ESTABLISHED POLICY IS NOW BEING SUBMITTED TO CITY COUNCIL FOR CONSIDERATION AND DISPOSITION.

2. That the request of the Arts Advisory Sub-Committee for permission to install a permanent display of the Hamilton Arts Award in the 2nd floor foyer of City Hall, be approved.
3. Members of City Council are advised that the Legislation Committee have approved the following citizen appointments to the Hamilton Status of Women Sub-Committee for a term to expire with the term of City Council. These appointments have been made to fill two vacancies on the Status of Women Sub-Committee.

Elsie Paget

Lorraine Smith

4. That leave be granted to introduce the following Bills:

Bill E-8 By-law to Amend By-law No. 10532 to Appoint a City Clerk

Bill E-9 By-law to Amend Procedural By-law No. 82-203
Respecting Standing Committees

Bill E-10 By-law to Amend Various Licence By-laws Respecting Fees

Respectfully Submitted,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

John Thompson, Secretary
1989 November 20

mjlw

Bill

DRAFT

FOR DISCUSSION PURPOSES
ONLY

CITY SOUNITOR
THE CITY OF HAMILTON

The Corporation of the City of Hamilton

BY-LAW NO. 89-

Respecting:

SMOKING IN THE WORKPLACE

WHEREAS it has been determined that environmental tobacco smoke (ETS) is irritating and discomforting, and a hazard to the health of the workers of the City of Hamilton;

AND WHEREAS it is desirable to reduce the effects of environmental tobacco smoke (ETS) in the workplace in accordance with the provisions of this by-law;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 1(a) of the 6th Report of the Legislation Committee at its meeting held on the 26th day of April, 1988, authorized the preparation of a by-law to regulate smoking in private sector workplaces;

AND WHEREAS the City of Hamilton Act, 1989, which authorizes the Council of The Corporation of the City of Hamilton to enact by-laws to regulate smoking in workplaces within the geographical boundaries of the City of Hamilton, received Royal Assent on the 13th day of July 1989.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "Council" means the Council of The Corporation of the City of Hamilton;
 - (b) "designated smoking area" means a separate space that is set aside for use by smokers and clearly identified as such;
 - (c) "designated smoking room" means an enclosed space that is set aside for use by smokers and clearly identified as such;
 - (d) "employee" includes a person who,
 - (i) performs any work for or supplies any services to an employer, in any capacity including a managerial capacity, or
 - (ii) receives any instructions or training in the activity, business, work, trade, occupation or profession of the employer;
 - (e) "employer" means a person who employs one or more workers or contracts for the services of one or more workers and includes a contractor or subcontractor who performs work or supplies services and a contractor or subcontractor who undertakes with an owner, constructor, contractor or subcontractor to perform work or supply services;

- (f) "smoking" includes carrying a lighted cigar, cigarette, pipe, and "smoke" has a corresponding meaning;
- (g) "smoking policy" means a written policy that attempts to accommodate the preferences of non-smokers and smokers in a workplace;
- (h) "workplace" means any enclosed area of a building or structure in which an employee works.

Workplace Smoking Policy

2. (1) Every employer in the City of Hamilton shall, before the ___ day of _____ 19___, adopt and implement a smoking policy in respect of each workplace under the control, supervision or ownership of the employer.

(2) Where a workplace is created or comes into existence after the ___ day of _____ 19___, the employer responsible for such workplace shall, within 7 days after the workplace is created or comes into existence, adopt and implement a smoking policy in respect of each such workplace under the control, supervision or ownership of the employer.

3. Every employer required by this by-law to adopt and implement a smoking policy shall,

- (a) thereafter maintain that smoking policy in the workplace for which it was adopted,
- (b) give written notice of the adoption of the smoking policy to each employee in the workplace within 7 days after the day upon which the smoking policy in respect to that workplace was adopted,
- (c) erect and maintain signs, in accordance with section 10 of this by-law, indicating where smoking is prohibited by the smoking policy, and
- (d) erect and maintain signs, in accordance with section 10 of this by-law, at every entrance to the workplace indicating that smoking is prohibited in certain areas thereof by the smoking policy.

4. (1) Subject to section 5, every workplace smoking policy shall totally prohibit smoking in the workplace, or shall prohibit smoking in the workplace except in designated smoking rooms and designated smoking areas.

(2) Nothing in this by-law shall prevent an employer from establishing a policy, at any time, that totally prohibits smoking in the workplace, and posting signs to that effect.

5. (1) No reception area, lobby, hallway, washroom or private office shall be designated as a smoking room or smoking area.

(2) (a) Designated smoking areas may be located in a dining room, cafeteria or lunch room only,

(b) Where a designated smoking area is located in a dining room, cafeteria, or lunch room, the provisions of City of Hamilton By-law No. 80-258 respecting Smoking in Public Places, sections 17 and 18, shall apply.

6. In establishing the designated smoking rooms and designated smoking areas under section 4, every employer shall take into account the concerns and preferences of both non-smoking and smoking employees.

7. (1) Every designated smoking room in an office building or other enclosed workplace constructed prior to 01 January 1991 shall be fully enclosed and ventilated.

(2) Notwithstanding subsection (1), every employer shall make reasonable efforts to ensure that a designated smoking room is independently ventilated to the outside.

(3) Every designated smoking room in an office building or other enclosed workspace constructed on or after 01 January 1991, shall be fully enclosed and independently ventilated directly to the outside.

8. (1) No person shall smoke in a workplace contrary to the smoking policy adopted for that workplace.

(2) No employer or supervisor shall permit smoking in a workplace contrary to the smoking policy adopted for that workplace.

9. Where an owner is not an employer, the owner shall not interfere with the employer in the performance of any of the duties imposed on an employer under any of the provisions of this by-law.

Signs

10. (1) Every sign that prohibits smoking shall comply with the following requirements:

1. Carry the text "NO SMOKING" in upper case or lower case letters, or a combination of both.
2. Consist of two contrasting colours, or consist of lettering contrasting to the background colour where the lettering is applied directly to surface or is mounted on a clear panel.
3. Consist of lettering not less than the height set out in column 2 of Table 1, for the corresponding maximum viewing distance in direct line of sight, in column 1.

TABLE 1

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	1
20	2
40	3
80	4
160	6
more or less	8

4. Include in the text at the bottom of each sign, "City of Hamilton By-law No. 89-_____ Maximum Fine \$2,000" in letters and figures not less than,

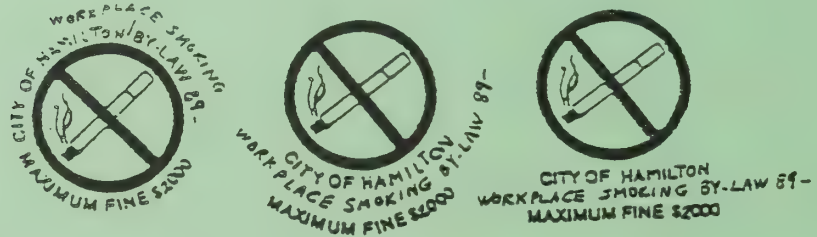
- (a) 1/2 inch in height for signs with letter size of 1 inch, and
- (b) 1/4 of the height of the letters for all other sizes of signs having lettering greater than one inch.

(2) For the purpose of subsection 1, "letter height" means the actual height of the letter whether or not the letter is in lower case or in upper case.

11. (1) Notwithstanding section 10, a graphic symbol in accordance with subsection 4 of this section may be used to indicate no smoking areas.

(2) Every graphic symbol shall comply with the following requirements:

1. Include the text "City of Hamilton By-law No. 89-_____ Maximum Fine \$2,000" in letters and figures occupying at least 5% of the diameter of the circle of such symbol.
2. Consist of a white background having,
 - (a) a circle and interdictory stroke in red upon the background, and
 - (b) a cigarette, letters and figures in black, in accordance with the provisions of this section.
3. Consist of one of the following symbols:



4. Consist of a symbol shown in paragraph 3, having a diameter not less than the diameter set out in column 2 of Table 2 for the corresponding maximum viewing distance in direct line of sight, in column 1.

TABLE 2

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	4
20	6
40	8
80	12
160	16
more than 160	24

(3) Notwithstanding subsection (2), every graphic symbol may contain a directional arrow.

(4) Notwithstanding that the content of a graphic symbol contains a cigarette, the prohibition shall include a cigar, pipe or any other lighted smoking equipment.

Offence and Penalty

12. Any employer or supervisor who permits smoking in a workplace contrary to the smoking policy adopted for that workplace is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs, for each offence.

13. (1) Any employer who refuses, fails or neglects to perform any of the duties imposed upon an employer under any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs, for each offence.

(2) Any owner who is not an employer and who interferes with an employer in the performance of any of the duties imposed upon an employer under any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs for each offence.

14. In addition to the provisions of section 12 and 13, any person who smokes in contravention of any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs, for each offence.

15. This by-law shall be enforced by the Licensing Division of the Clerk's Department for The Corporation of the City of Hamilton.

Amendment to By-law No. 80-258

16. By-law No. 80-258, as amended, respecting Smoking in Public Areas, is further amended by inserting after section 22 the following sections:

22A. None of the provisions of this by-law shall apply so as to permit smoking where smoking is prohibited in a smoking policy adopted under the Workplace Smoking By-law No. 89-_____.

22B. Where under this by-law a proprietor is permitted to designate an area as a smoking area, the area so designated as a smoking area shall not include any area where smoking is prohibited under the Workplace Smoking By-law No. 89-_____.

General

17. Any notice required by this by-law to be given by the employer shall be,

- (1) posted and kept continuously displayed in a prominent place which is accessible to all employees in the workplace, and
- (2) personally distributed to each employee in that employee's usual working area in the workplace.

18. In the event of conflict between the provisions of this by-law and By-law No 80-258, as amended, the provisions of this by-law prevail to the extent of the conflict.

19. This by-law comes into force and effect on the ____ day of _____ 19____.

20. This by-law may be cited as the "Workplace Smoking By-law".

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
on the ____ day of _____ 19____.

City Clerk

Mayor

(1988) 6 R.L.C. 1(a), April 26
(1988) 9 R.L.C. 21(d), July 26

REPORT OF THE PERSONNEL COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Personnel Committee presents its SEVENTEENTH Report for 1989 and respectfully recommends:

1. (a) That one Buyer position (A5) in the Purchasing Division of Treasury be deleted.
- (b) That a new position of Intermediate Buyer be added to the staff compliment of the Purchasing Division and that the Human Resources Centre be requested to classify this position.

NOTE: This position is required to provide the Purchasing function with a person that has the expertise required for the MSA Financial/Purchasing programs. The on-going training and problem solving will be a requirement for this position. There has also been an increased number of tenders that are being called and these will also be assigned to this position.

The additional funding has been included in the 1989 budget for this new position.

2. That the Corporation of the City of Hamilton enter into a contract with Yamamoto Architects Inc. of Burlington for a maximum contract price of \$113 500, for full Architectural and Engineering Services in the design, contract documentation and administration of the construction contract plus and including the selection and coordination of furnishings for a New Fire Station on Upper Wellington Street, North of Stone Church Road East.

NOTE: This total is made up of a fixed fee of \$90 000, \$15 000 for the City insurance requirement of two million dollars, \$3 000 for expenses and \$5 500 for contingencies. Funds are available in Account No. CF 5450 488941001.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT THIS
MATTER BE REFERRED BACK TO THE PERSONNEL COMMITTEE
IN ORDER TO PERMIT FURTHER CONSIDERATION RELATIVE
TO THE NEED TO RETAIN THE SERVICES OF THE CONSULTING
ARCHITECT FOR THE SELECTION AND CO-ORDINATION OF
FURNISHINGS FOR THE NEW STATIONS.

3. That the following Resolution be forwarded to the Provincial Government of Ontario:

That the Council of the Corporation of the City of Hamilton petition the Provincial Government of Ontario to enact changes to the Ontario Building Code which would require that all new buildings constructed in the Province of Ontario be provided with automatic sprinkler protection.

NOTE: The rapid growth in the construction industry and the resultant increase in fire hazards and property values has brought about the need for more adequate protection against fire. The difficulty in reaching many fires with hose lines is often demonstrated, and equipment such as portable fire extinguishers may be inadequate unless the fire was discovered in its earliest stages. The installation of an automatic sprinkler system will not only detect all fire in its earliest stage, it will then sound an alarm and distribute water upon the fire in sufficient quantity either to extinguish it entirely or to contain it to a controlled area. The installation of such a system in all buildings will greatly reduce the amount of fire loss and will surely have an impact upon the number of injuries and fatalities incurred each year across the Province.

4. (a) That prior to the establishment and terms of reference for a Task Force on the Feasibility of Regionalized Fire Services, that all municipal councils be requested to agree on the need for such a study, and;
- (b) That Hamilton City Council ask for Regional Council to direct that the Regional Fire Co-ordinator establish a task force with representation from each municipality and the Office of the Ontario Fire Marshal to conduct a feasibility study concerning the possible unification and integration of some or all of municipal fire services within the Regional Municipality of Hamilton-Wentworth.

NOTE: A copy of the Fire Chief's report entitled "Fire Service Options for Hamilton-Wentworth" is available from the Committee Secretary upon request.

5. That the Fair Wage Agreement of The Electrical Trade Bargaining Agency of the Electrical Contractors Association of Ontario and The International Brotherhood of Electrical Workers and the I.B.E.W. Construction Council of Ontario representing the following affiliated Local Unions 105, 115, 120, 303, 353, 402, 530, 586, 594, 773, 804, 1687 and 1739, as attached herewith and marked Appendix "A", be approved.

6. That the pay grades of the following non-union positions in the Parking Authority be approved:

<u>POSITION TITLE</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>RANGE</u>
Office Manager	Perform the day to day management and administrative functions of the Parking Authority such as supervision of office staff and maintenance of all department accounts.	P	\$26,848.64 - \$31,573.36
Manager of Operations	Manage the operations of the cashiering and maintenance sections of the Parking Authority.	M	\$34,569.60 - \$40,677.00

NOTE: Funds accomodated within the existing budget. These positions arise from a re-organization of the Parking Authority.

7. That the Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton to 1989 November 9th as attached herewith and marked Appendix "B", be approved.

Respectfully submitted,

Alderman B. Hinkley, Chairman
Personnel Committee

Susan K. Reeder, Secretary
1989 November 22nd

The Electrical Trade Bargaining Agency of the Electrical Contractors Association of Ontario and The International Brotherhood of Electrical Workers and the I.B.E.W. Construction Council of Ontario representing the following affiliated Local Unions 105, 115, 120, 303, 353, 402, 530, 586, 594, 773, 804, 1687 and 1739.

Duration of Agreement - May 24, 1988 to April 30, 1990

	<u>Date</u>	<u>Base Rate</u>	<u>V.P. & S.H.P.</u>	<u>Tax* Union Funds</u>	<u>Non-Tax* Union Funds</u>	<u>Wage Pkg.</u>	<u>ECA Assoc. Fund</u>	<u>Total Pkg.</u>
Journeyman	May 24/88	\$22.42	2.24	0.22	2.50	27.38	0.13	\$27.51
	May 1/89	\$23.33	2.33	0.22	2.50	28.38	0.13	\$28.51
Foreman	May 24/88	\$24.66	2.47	0.22	2.50	29.85	0.13	\$29.98
	May 1/89	\$25.66	2.57	0.22	2.50	30.95	0.13	\$31.08

Apprentices May 24/88

40	1st Period	\$ 8.97	0.90	0.22	2.50	12.59	0.13	\$12.72
50	2nd Period	\$11.21	1.12	0.22	2.50	15.05	0.13	\$15.18
60	3rd Period	\$13.45	1.35	0.22	2.50	17.52	0.13	\$17.65
70	4th Period	\$15.69	1.57	0.22	2.50	19.98	0.13	\$20.11
80	5th Period	\$17.94	1.79	0.22	2.50	22.45	0.13	\$22.58

Apprentices May 1/89

40	1st Period	\$ 9.33	0.93	0.22	2.50	12.98	0.13	\$13.11
50	2nd Period	\$11.67	1.17	0.22	2.50	15.56	0.13	\$15.69
60	3rd Period	\$14.00	1.40	0.22	2.50	18.12	0.13	\$18.25
70	4th Period	\$16.33	1.63	0.22	2.50	20.68	0.13	\$20.81
80	5th Period	\$18.66	1.87	0.22	2.50	23.25	0.13	\$23.38

Note:

1. A Union Administration Fund of \$0.37 shall be deducted from the Base rate effective May 24, 1988; \$0.47 effective September 1, 1988 and \$0.48 effective May 1, 1989.
2. All Union and Association Funds are to be remitted monthly by the 15th of the month following.
3. Owner/Contractors are eligible for the Health & Welfare Benefits (\$.30) and the Retirement (Pension) Fund (\$2.00); contact L.U. 105 for details.
4. Owner/Contractors are not eligible for the Retirement Incentive Plan (\$.20) and therefore do not remit.

*Breakdown of Union Funds:

May 24, 1988: Taxable-Retirement Incentive Plan - .20, CCO Fund - .02
Non-taxable - Health & Welfare - .50, Pension - 2.00

Appendix "A" as referred to in Section 5 of the 17th Report for 1989 of the Personnel Committee

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Douglas F. Bellamy	Truck Driver (Districts) (D-9)	Public Works	Replacing Mr. J. Guenther - retired	\$27,532.96 to \$27,948.96	\$27,948.96 per annum (2 of 2)	16/10/89
Mr. Terry D. Brillinger	Street Sweeper Operator (D-9)	Public Works	Replacing Mr. D. Bellamy - transferred	\$27,532.96 to \$27,948.96	\$27,948.96 per annum (2 of 2)	09/10/89
Mr. James Cardwell	District Chief (C-11)	Fire	Replacing Mr. M. J. Atkinson - promoted	\$52,238.54	\$52,238.54 per annum	24/09/89
Mr. Steven D. Clarke	Traffic Serviceman/ Woman I (A-4)	Traffic	Additional Staff as approved in 1989 Budget	\$23,305.36 to \$26,269.36	\$24,874.72 per annum (3 of 5)	30/10/89
Ms. Pamela A. Collier	Pension & Group Insurance Clerk (A-5)	Treasury	Replacing Ms. M. Bailey - resigned	\$24,178.96 to \$28,399.28	\$27,310.92 per annum (4 of 5)	02/10/89
Mr. Dwight Douglas	Labourer/Truck Driver (D-7)	Public Works	Replacing Mr. M. Holmes - promoted	\$27,202.24 to \$27,618.24	\$27,202.24 per annum (1 of 2)	23/10/89
Ms. Debra L. Blake	Taxation Clerk III (E-5)	Treasury	Replacing Ms. P. Collier - promoted	\$22,432.80 to \$25,221.56	\$25,221.56 per annum (4 of 4)	23/10/89
Mr. Dennis R. Embleton	Garbageman/Woman (D-8)	Public Works	Replacing Mr. F. Barker - promoted	\$27,362.40 to \$27,778.40	\$27,778.40 per annum (2 of 2)	16/10/89

Prepared 09/11/89

Appendix "B" as referred
to in Section 7 of the
17th Reptot for 1989 of
the Personnel Committee

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Gerald N. Farrell	Zoning Examiner & Code Correlator (A-10)	Building	Replacing Ms. M. Melnick - promoted	\$30,047.16 to \$35,784.32	\$35,784.32 per annum (5 of 5)	16/10/89
Mr. Michael R. Holmes	Truck Driver (Cemetery) (D-8)	Public Works	Replacing Mr. M. Felicetti - transferred	\$27,362.40 to \$27,778.40	\$27,778.40 per annum (2 of 2)	23/10/89
Mr. David B. Jenkins	Maintenance Assistance (6)	Convention Centre	Replacing Mr. T. Gleeson - terminated	\$19,243.64	\$19,243.64 per annum	07/11/89
Mr. Gregory Letwin	Truck Driver (Districts) (D-8)	Public Works	Replacing Mr. G. Gibbs - promoted	\$27,362.40 to \$27,778.40	\$27,778.40 per annum (2 of 2)	25/09/89
Mr. Mitchell Loik	Labourer/Truck Driver (D-7)	Public Works	Replacing Mr. M. Crease - promoted	\$27,202.24 to \$27,618.24	\$27,202.24 per annum (1 of 2)	23/10/89
Mr. Michael E. McEntee	Street Sweeper Operator (D-9)	Public Works	Replacing Mr. J. Bridge - promoted	\$27,532.96 to \$27,948.96	\$27,948.96 per annum (2 of 2)	23/10/89
Mr. Bradley T. Merritt	Labourer/Truck Driver (D-8)	Public Works	Replacing Mr. T. Brillinger - promoted	\$27,362.40 to \$27,778.40	\$27,362.40 per annum (1 of 2)	23/10/89

Prepared 09/11/89

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Ms. Lucy Smith	Stenographer III (E-3)	Building	Replacing Ms. B. Thompson - resigned	\$19,956.04 to \$21,559.72	\$19,956.04 per annum (1 of 3)	10/10/89
Mr. Ernest Thurston	Lead Hand (Cemetery) (D-8A)	Public Works	Replacing Mr. E. Stec - transferred	\$27,418.56 to \$27,834.56	\$27,834.56 per annum (2 of 2)	02/10/89
Mr. Tom Thurston	Lead Hand (Cemetery) (D-8A)	Public Works	Replacing Mr. W. Morden - transferred	\$27,418.56 to \$27,834.56	\$27,834.56 per annum (2 of 2)	02/10/89
Mr. David B. Walker	Traffic Serviceman/ Woman I (A-4)	Traffic	Additional Staff as approved in 1989 Budget	\$23,305.36 to \$26,269.36	\$24,874.72 per annum (3 of 5)	30/10/89
Mr. Stan Weir	Traffic Serviceman/ Woman II (A-3)	Traffic	Replacing Mr. J. Bowker - promoted	\$21,739.64 to \$24,696.36	\$21,739.64 per annum (1 of 4)	16/10/89
Mr. J. Barry Willard	Lead Hand (Cemetery) (D-8A)	Public Works	Replacing Mr. B. Fleming - transferred	\$27,418.56 to \$27,834.56	\$27,834.56 per annum (2 of 2)	02/10/89

Prepared 09/11/89

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. J. W. Allison	Caretaker	Property	Deceased	14 years, 8 months	24/10/89
Mr. Loris Busnello	Draftsman II	Traffic	Resigned	1 year, 4 months	06/11/89
Mr. Alex Gibson	Fire Fighter	Fire	Terminated	17 years	03/11/89
Mr. Calogero Pilato	Sewer Maintenance Man	Public Works	Retired	33 years, 2 months	27/10/89
Mr. William E. Wildish	Supervisor of Apparatus and Equipment Repairs	Fire	Retired	36 years, 1 month	01/11/89

Prepared 09/11/89

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its NINETEENTH Report for 1989 and respectfully recommends:

1. That a purchase order be issued to King Equipment Manufacturing Corporation, Woodstock, in the amount of \$121 260.24 for the supply and delivery of one (1) 24 000 lb. GVW truck with aerial device for Central Garage, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest acceptable of nine (9) tenders received. Funds provided in Reserve for the Replacement of Mobile Equipment Account No. CH5X503 00101.

2. That purchase orders be issued for the supply and delivery of safety shoes and boots for Purchasing Stores as and when required during 1990 in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders as follows:

Emille Shoes Ltd., Burlington

Safety Shoe No. 8901	-	\$ 41.42 pair
Safety Shoe No. 2450-2	-	\$ 41.65 pair
Safety Boot No. 1916	-	\$ 27.68 pair

Tatra Shoe Mfg. Inc., Dunnville

Safety Boot No. 296	-	\$ 36.75 pair
Safety Boot No. 291	-	\$ 49.99 pair
Safety Boot No. 295	-	\$ 39.95 pair

Provincial Sales Tax extra at 8%

NOTE: Lowest of five (5) tenders received. Funds provided in Purchasing Stores Inventory Account No. CH56103 28999.

3. That a purchase order be issued to Altruck Transportation Services, Hamilton, in the amount of \$60 181.40 for the supply and delivery of one (1) 24 500 - 25 000 lb. GVW chassis with stake dump and front mounted two way plow for Central Garage in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest acceptable of three (3) tenders received. Funds provided in Reserve for the Replacement of Mobile Equipment Account No. CH5X503 00101.

4. That a purchase order be issued to Moore Business Forms, Burlington, in the amount of \$13 663.94 for the printing of various forms, Treasury Department, in accordance with Vendor's quotation.

NOTE: Only supplier available. Funds provided in Office Supplies, Treasury, Account No. CH56001 25335.

5. That approval be given to inform the Board of Education that the City of Hamilton has no requirements for Ridge School.
6. That approval be given to inform the Board of Education that the City of Hamilton (Municipal Non-Profit (Hamilton) Housing Corporation) is interested in purchasing Princess Elizabeth School for non-profit housing at a price and terms to be negotiated.
7. (a) That an amount of \$1 000 be set aside annually for the administration of the Hamilton Civic Employees Charity Committee.
- (b) That this amount be funded from the Unclassified Account.

NOTE: The annual allocation of these funds will provide for the purchase of office supplies, postage, seminars and promotional material.

8. (a) That approval be given to the action taken by the Finance Committee in providing sufficient funding for the City to host the members of the Hamilton Tiger Cat Football Team and their spouses/guest to a reception and dinner following their return to Hamilton after the Grey Cup game at an estimated cost of \$9 000.
- (b) That this expenditure be financed from the Unclassified Account.

Respectfully Submitted,

ALDERMAN Wm. M. McCULLOCH, CHAIRMAN
FINANCE COMMITTEE

John Thompson, Secretary
1989 November 21

mjlw

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its SEVENTH Report for 1989 and respectfully recommends:

1. That the Cab Driver Licence of Lawrence Boucher, 605 Stone Church Road East, #59, Hamilton, be revoked.

NOTE: For the information of members of City Council, the City of Hamilton Licensing Committee at its meeting of 1989 November 1 held a Show Cause Hearing and recommended that the foregoing cab driver licence be revoked on the grounds that the licence holder committed further driving infractions while on probation.

(Further information can be obtained from the Secretary.)

RESPECTFULLY SUBMITTED

ALDERMAN D. CHRISTOPHERSON
CHAIRMAN
LICENSING COMMITTEE

Stella Glover
Secretary

1989 November 1

/bc

REPORT OF THE INFORMATION SYSTEMS COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Information Systems Committee presents its NINTH Report for 1989 and respectfully recommends:

1. (a) That the invoice from MSA (Management Sciences of America) in the amount of \$104 400 which represents the 1990 maintenance fees for the MSA computer software for the Human Resources, Payroll and Financial Systems for the Regional Municipality of Hamilton-Wentworth and City of Hamilton, be authorized for payment.
- (b) That this expenditure be charged to Account No. CH56005 26020 (1990 Software).

NOTE: Payment by January 1990 will save approximately \$6 200, as the higher 1990 rate will apply after 1990 January 17.

2. (a) That Triathlon Leasing, Richmond Hill, provide leasing of Fixed Function computer terminals in accordance with their Proposal dated 1989 May 10, as follows:

IBM Model 3192 Terminals \$ 30.67 /month for 60 months.

- (b) That any leasing agreement be in a form satisfactory to the City of Hamilton Solicitor. (The City of Hamilton is the lessee.)

NOTE: Lowest monthly cost of five (5) leasing proposals received. Funds provided in Leasing Account No. CH56605 26030.

Replacement of 22 existing terminals will save approximately \$20 000 in 1990.

3. (a) That the joint Accommodation Committee of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth give consideration to the special requirements for the security of Information Systems facilities.
- (b) That the Director of Information Systems report back to the Information Systems Committee on any additional security measures that may be recommended as the result of the security review currently being conducted by the Regional Police and Property Department.

Respectfully Submitted,

J. GALLAGHER, CHAIRMAN
INFORMATION SYSTEMS COMMITTEE

John Thompson, Secretary
1989 November 23

mjw

REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Mayor presents his THIRD Report for 1989 and respectfully recommends:

1. That the following resolution received by the Mayor's Race Relations Committee be adopted:

"WHEREAS the vast majority of members of the United Farmworkers of America (UFWA) are Mexican-Americans who feel that a major factor in the lack of concern by their employers for their health and welfare is racial discrimination; and

WHEREAS there is growing concern that pesticides used on grapes and other foods are toxic and endangering the lives of farm workers and their families, and consumers, especially children; and

WHEREAS the long term effects on consumers and the environment of chemicals in the food chain are not fully known; and

WHEREAS public health is a concern of city government and pesticides in the food chain is a public health issue; and

WHEREAS Californian and Chilean grape growers are continuing with the use of toxic pesticides and are endangering the health of farm workers and their families; and

WHEREAS the boycott is regarded as the first stage in reducing and stopping the increasing and largely unnecessary use of toxic pesticides across North America; and

WHEREAS the Auditor-General has expressed concerns about the monitoring and testing procedures by the federal government.

BE IT THEREFORE RESOLVED that City Council

- (a) declare a suitable week in December 1989 as "Grape Boycott Week"
- (b) fly the flag of the UFWA during "Grape Boycott Week"
- (c) request the voluntary co-operation of the citizens of Hamilton in this boycott through sizeable advertisements in all local media specifying the main reasons for this boycott, namely, the effect of pesticides on workers and consumers
- (d) make the foyer of City Hall available for a UFWA literature table during "Grape Boycott Week"

CAYON HBL A05-

A31

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK



CITY HALL
HAMILTON, ONTARIO
L8N 3T4
TEL 527-0241

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

MEETING OF THE COUNCIL

OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1989 December 12
7:30 o'clock p.m.
Council Chambers, City Hall

A G E N D A

1. Opening Prayer

Reverend D. Paul Crittenden
Ryerson United Church
842 Main Street East
2. Hamilton-Scourge Foundation

Presentation to the City of Hamilton
3. Presentation

General Manager of the Year
Canadian Soccer League
4. Certificate of Appreciation

Pigskin Pete
5. Minutes

1989 November 28

I.

6. Petition and Correspondence
7. Reports of the Standing Committees - attached
 - (a) Co-ordinating Committee
 - (b) Transport and Environment Committee
 - (c) Parks and Recreation Committee
 - (d) Planning and Development Committee
 - (e) Legislation Committee
 - (f) Personnel Committee
 - (g) Finance Committee
 - (h) Licencing Committee
8. Notices of Motion for Next Meeting
9. First Reading of the Bills
10. Second Reading of the Bills - Committee of the Whole
11. Third Reading of the Bills
12. Question Period
13. Adjournment

M I N U T E S

MEETING OF HAMILTON CITY COUNCIL
TUESDAY, NOVEMBER 28, 1989
7:30 O'CLOCK, P.M.

The Council met.

PRESENT: Robert M. Mayor, Esq., Mayor

Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps,
Christopherson, Agostino, Smith, Jackson, Merling, Gallagher,
Ross, Murray.

His Worship Mayor Robert M. Morrow called the meeting to order.

The Reverend John Verhoog, Pastor, First Reformed Church, led the Council in prayer.

* * * * *

His Worship Mayor Robert M. Morrow made the following presentations:

- (i) Mediacom - Mr. Ron Coburn, General Manager.
- (ii) The Dukes of Hamilton Hockey Club - 1990 Memorial Cup - Mr. J. C. Pelech,
Mr. Dave Draper.
- (iii) Civic Award to the Youth Bowling Council Bowlers, Sherwood Centre.
- (iv) Certificate of Recognition to Dofasco Steel

* * * * *

The minutes of the meeting of November 28, 1989, were taken as read and approved.

* * * * *

The following communications were received and forwarded to the appropriate Committee, except as indicated:

1. Letter of appreciation from Mr. Joseph T. Baxter, Acting Director, Ontario WestRegion, Canada Savings Bonds, 250 University Ave., Toronto, Ontario, re City's Payroll Savings Plan campaign, dated November 1989. NOTED.
2. Application from Ann Kowalchuk, 1035 Main St. East, Hamilton, Ontario, for a further modification to the zoning, property located at 1035 Main Street East, dated November 22, 1989.
3. Application from Anna Filazzola, 1128 Upper Wentworth St., Hamilton, Ontario, for a change in zoning, property located at the rear of 641 Limeridge Road East, dated November 22, 1989.
4. Copy of the 1988 Annual Report of The Hamilton Harbour Commissioners.
5. Letter from The Hamilton & District Chamber of Commerce, 100 King St. West, Hamilton, Ontario, re Proposed Smoking in the Workplace By-law, dated November 27, 1989.
6. Application from Ahmad Jan Karchi, 773 Lawrence Road, Hamilton, Ontario, for a modification to the zoning, property located at 773 Lawrence Road, dated November 24, 1989.
7. Application from Fenwood Developments Limited, c/o 242 Main Street East, Hamilton, Ontario, for a change in zoning, property located at 690 Main Street West, dated November 24, 1989.
8. Letter from Dr. Fran Scott, Acting Medical Officer of Health, Department of Health Services, 25 Main St. West, Hamilton, Ontario, re "Smoking in the Workplace By-law", dated November 27, 1989.
9. Petition for the creation of a facility for skateboarding on Hamilton Mountain.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole to consider the following Reports, with Alderman Christopherson in the chair.

* * * * *

(A) CO-ORDINATING COMMITTEE - TWENTY-FIRST REPORT.

It was moved by Alderman Cooke and seconded by Alderman Drury.

RESOLVED: that the following be added as Section 11.

- "11. (a) That approval be granted to H.E.C.F.I. to acquire a Centrex Telephone System from Bell Canada at a capital cost not to exceed \$50,000.
- (b) That financing of this project be provided from the unexpended funds remaining in Capital Account No. CF 5010 928651003, Facility Management System.

NOTE: The HECFI Board of Directors approved this project at its meeting held November 17, 1989. At the present time, both Hamilton Place and the Hamilton Convention Centre, have their own separate non-Bell telephone systems, and Copps Coliseum has two systems (purchased from Bell). The systems at Copps Coliseum are fully utilized and no further lines or extensions may be added. Periodically there have been problems reported in getting through to Copps Coliseum at peak usage times. As well, there is a current need to expand the number of lines for the Box Office/Telephone Room which cannot be done with the present system. The Centrex System will result in the following advantages for HECFI:

- (1) savings in monthly operating costs, including long distance charges;
- (2) service improvements, especially in respect of the Box Office;
- (3) sufficient line capacity for HECFI well into the future; and
- (4) possible better utilization of staff within HECFI by having one switchboard instead of three separate ones." - CARRIED.

* * * * *

(B) TRANSPORT AND ENVIRONMENT COMMITTEE - NINETEENTH REPORT.

During the debate on Section 1 (snow clearing) the question was called.

YEAS: Aldermen Cooke, McCulloch, Hinkley, Drury, Merling, Gallagher, Murray. - 7.

NAYS: Mayor Morrow; Aldermen Kiss, Agro, Copps, Christopherson, Agostino, Jackson. - 7. LOST.

* * * * *

The motion was lost on a tie vote, therefore, the debate continued.

* * * * *

The recommendation of the Co-Ordinating Committee on Section 8 was carried.

* * * * *

It was moved by Alderman Merling and seconded by Alderman Ross.

RESOLVED: that Subsection (a) i. of Section 17 be amended by deleting the words "... two feet south of ..." immediately following the word "from" in the fifth line, and by adding the word "Street" after the word "James" in the last line. - CARRIED.

* * * * *

(C) PARKS AND RECREATION COMMITTEE - TWENTY-SECOND REPORT.

Recorded vote on Section 3.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Christopherson, Agostino, Jackson, Merling, Gallagher, Ross, Murray. - 14.

NAYS: Alderman Copps. - 1. CARRIED.

* * * * *

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: that Rule No. 8 of Procedural By-law No. 82-203 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the awarding of a contract to renovate the Chedoke Golf Course Parking Lot. - CARRIED.

* * * * *

It was moved by Alderman Murray and seconded by Alderman Gallagher.

RESOLVED: that the following be added as Section 6:

"6. (a) That a purchase order be issued to Delmar Contracting Limited, Fruitland, in the amount of \$87,231.00, to renovate Chedoke Golf Course Parking Lot, in accordance with Contract No. RHW 89-73(PR) and Vendor's Tender. K ??

(b) That a contract be entered into satisfactory to the Acting City Solicitor. - CARRIED.

* * * * *

(D) PLANNING AND DEVELOPMENT COMMITTEE - TWENTY-SEVENTH REPORT.

It was moved by Alderman Hinkley and seconded by Alderman Cooke.

RESOLVED: that Section 2 reading as follows:

- "2. (a) That the building at 37 Strathcona Avenue North (former Strathcona Fire Station) be de-designated, and
- (b) That the City Solicitor be directed to undertake the necessary steps, under the provisions of the Ontario Heritage Act, to de-designate.",

be deleted, and the following substituted in lieu thereof:

- "2. (a) That the application for demolition of 37 Strathcona Avenue North (former Strathcona Fire Station), be approved in accordance with Section 34(2)(a) of The Ontario Heritage Act; and
- (b) That the Acting City Solicitor be directed to prepare a By-law to repeal the Designating By-law 89-271."

* * * * *

Recorded vote on Section 2 as substituted:

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 15.

NAYS: Alderman McCulloch. - 1. CARRIED.

* * * * *

It was moved by Alderman McCulloch and seconded by Alderman Merling.

RESOLVED: that Section 5 be amended by deleting the word "NOT" in Subsections (a) and (b). - CARRIED.

* * * * *

Recorded vote on Section 15.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, McCulloch, Hinkley, Drury, Copps, Agostino, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 15.

NAYS: Alderman Christopherson. - 1. CARRIED.

* * * * *

(E) LEGISLATION COMMITTEE - SEVENTEENTH REPORT.

It was moved by Alderman Gallagher and seconded by Alderman Merling.

RESOLVED: that Section 1 be referred back. -

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Hinkley, Drury, Merling, Gallagher, Ross, Murray. - 9.

NAYS: Aldermen Kiss, Agro, Copps, Christopherson, Agostino, Smith, Jackson. - 7. CARRIED.

* * * * *

(F) PERSONNEL COMMITTEE - SEVENTEENTH REPORT.

It was moved by Alderman Cooke and seconded by Alderman Ross.

RESOLVED: that the recommendation of the Co-Ordinating Committee respecting Section 2, reading as follows:

"The Co-Ordinating Committee recommends that this matter be referred back to the Personnel Committee in order to permit further consideration relative to the need to retain the services of the Consulting Architect for the selection and co-ordination of furnishings for the new Stations."

be withdrawn. - CARRIED.

* * * * *

Recorded vote on Section 2.

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Hinkley, Drury, Christopherson, Smith, Jackson, Merling, Gallagher, Ross, Murray. - 12.

NAYS: Aldermen Kiss, Copps, - 2. CARRIED.

* * * * *

Recorded vote on Section 4.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, McCulloch, Hinkley, Christopherson, Agostino, Jackson, Gallagher, Ross, Murray. - 11.

NAYS: Alderman Copps. - 1. CARRIED.

* * * * *

(G) FINANCE COMMITTEE - NINETEENTH REPORT.

Recorded vote on Section 6.

YEAS: Mayor Morrow; Aldermen Cooke, McCulloch, Hinkley, Drury, Copps, Christopherson, Agostino, Smith, Jackson, Gallagher, Ross, Murray. - 13.

NAYS: Alderman Kiss. - 1. CARRIED.

* * * * *

(H) CITY OF HAMILTON LICENSING COMMITTEE - SEVENTH REPORT.

* * * * *

(I) INFORMATION SYSTEMS COMMITTEE - NINTH REPORT.

* * * * *

(J) REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW - THIRD REPORT.

Recorded vote on Section 1.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Copps, Christopherson, Agostino. - 8.

NAYS: Aldermen Smith, Jackson, Merling, Gallagher, Ross, Murray. - 6. CARRIED.

* * * * *

It was moved by Alderman Hinkley and seconded by Alderman Agostino.

RESOLVED: that Section 2 be amended by adding the following:

"and that the Mayor's Race Relations Committee determine the size and cost of advertisements as referred to in Subsection (c) of Section 1 and refer to Finance Committee to determine the method of financing." -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Jackson. - 10.

NAYS: Aldermen Smith, Merling, Gallagher, Ross, Murray. - 5. CARRIED.

* * * * *

Recorded vote on Section 2, as amended.

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Jackson. - 10.

NAYS: Aldermen Smith, Merling, Gallagher, Ross, Murray. - 5. CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that Alderman Agostino be appointed Acting Mayor for the month of December, 1989. - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole on the above reports, and resolutions, be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Agro, Hinkley, Drury, Copps, Christopherson, Agostino, Merling, Ross. - 11.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a first time:

A-34,
B-125, B-126, B-127, B-128, B-129,
D-141, D-142, D-143, D-144, D-145, D-146, D-147,
D-148, D-149, D-150,
E-8, E-9, E-10. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Copps, Christopherson, Agostino, Merling, Ross. - 10.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke, seconded by Alderman Kiss, and carried, that Council move into Committee of the Whole (second reading) to consider the following Bills, with Alderman Christopherson in the chair.

A-34,
B-125, B-126, B-127, B-128, B-129,
D-141, D-142, D-143, D-144, D-145, D-146, D-147,
D-148, D-149, D-150,
E-8, E-9, E-10 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Copps,
Christopherson, Agostino, Merling, Ross. - 10.

NAYS: 0 - CARRIED.

* * * * *

Consideration of the Bills (second reading).

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the Report of the Committee of the Whole (second reading)
on the Bills be adopted. -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Copps,
Christopherson, Agostino, Merling, Ross. - 10.

NAYS: 0 - CARRIED.

* * * * *

It was moved by Alderman Cooke and seconded by Alderman Kiss.

RESOLVED: that the following Bills be now read a third time.

A-34,
B-125, B-126, B-127, B-128, B-129,
D-141, D-142, D-143, D-144, D-145, D-146, D-147,
D-148, D-149, D-150,
E-8, E-9, E-10 -

YEAS: Mayor Morrow; Aldermen Cooke, Kiss, Hinkley, Drury, Copps,
Christopherson, Agostino, Merling, Ross. - 10.

NAYS: 0 - CARRIED.

* * * * *

City Council adjourned at 10.50 o'clock, p.m.

* * * * *

REPORT OF THE CO-ORDINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Co-ordinating Committee presents its TWENTY-SECOND Report for 1989 and respectfully recommends:

1. (a) That City Council go on record as encouraging greater involvement and participation of representatives of minority groups on its various boards, committees and commissions.

(b) That staff be requested to undertake a study to determine the present representation of the various minority groups on the City's boards, committees and commissions versus the ratio of the various minority groups to the total population of the City of Hamilton.

(c) That the Finance and Administration Committee be requested to review the current selection process with a view to encouraging greater representation of minority groups.
2. That Mr. George Baker be appointed Fire Chief for the Corporation of the City of Hamilton effective December 18, 1989 and that the Chief Administrative Officer and the Commissioner of Human Resources be authorized to negotiate the provisions of a contract with Mr. George Baker for a term of three (3) years within compensation range "C".
3. (a) Bill A-35 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

ALDERMAN T. COOKE
ACTING CHAIRMAN
CO-ORDINATING COMMITTEE

J. J. Schatz
Secretary
1989 December 07

/bc

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its TWENTIETH Report for 1989 and respectfully recommends:

1. (a) That 52 James Street South Limited dedicated Part 1, Plan 62r-10694 (1,150 square feet) as shown as Schedule "A" to the City for the required widening of the alley located between Main Street West.
 - (b) That the City Solicitor be authorized to take the necessary steps to widen the existing alley by including the surface area known as Part 1, Plan 62R-10694.
 - (c) i. That the City lease back to The Wellesley Retirement Group Inc. approximately 800 square feet of the subsurface area of part 1, Plan 62R-10694 shown cross-hatche on the attached plan known as Schedule "B". The term of the lease will be 99 years at annual rental of \$1 per year plus taxes commencing in any event on or before June 15, 1990.
 - ii. The Lessee will complete the surface of the entire area of Part 1, Plan 62R-10694 in the same material as that of the adjoining public alley.
 - iii. The Lessee shall provide the City with a three dimensional survey of the underground portion to be leased. Such survey shall be satisfactory to the Regional Surveyor. The survey and the lease shall be completed prior to commencement of construction on the City's property.
 - (d) That the City Solicitor be authorized to take steps to close that below grade portion (approximately 95 square feet) of the existing public alley as shown hatched on the attached plan (schedule "b") and that these lands be included in the City lease tot he Wellesley Group. The annual rent for this portion shall be \$593.75 per annum plus taxes, to be reviewed every five (5) years of the 99 year lease term.
2. (a) That the Public Works Department, in conjunction with Information Systems, be authorized to obtain 8 additional computer workstations;
 - (b) That the estimated leasing cost of \$1 200 for a possible one month in 1989 be funded from overall savings in the salary accounts due to hiring delays, etc.;

- (c) That the estimated annual leasing costs of \$14 400 be placed in the 1990 budget of this department and an equal offsetting amount be shown as a reduction to staffing costs accounts or other accounts where a saving can be demonstrated due to productivity improvements.
3. (a) That the ravine enhancement for the slope to the rear of the Visitor's Inn at 649 Main Street West, be approved on the basis of the following cost sharing agreement:

City of Hamilton	\$ 7 000
Visitor's Inn	<u>7 000</u>

Total Cost \$14 000

- (b) That the funds currently available in Account No. CH 55399 60437 Business/Industry Roadside Beautification Program, be committed to this project and carried over to allow 1990 implementation.

NOTE: Visitor's Inn has agreed to undertake all annual maintenance on these slopes where the enhancement has taken place.

4. (a) That an additional \$14 500 for November and December, 1989, be paid from Third Sector Recycling Account No. CH56322 60502 to Third Sector Employment Enterprises as per their request to offset the loss in revenue from the sale of newsprint to Quebec and Ontario Paper.
- (b) That the Region of Hamilton-Wentworth be advised of the continually increasing deficit being incurred by Third Section Employment Enterprises and requested to pursue alternate courses of action to minimize the increasing deficit situation for recycling in Hamilton-Wentworth.

5. That the following amounts be transferred from:

- (a) 51000 64105 Shop Salaries to 51000 64001 Admin. Salaries \$27 840
 51200 64105 Shop Benefits to 51200 64001 Admin. Benefits \$5 010
- (b) 55601 64001 Rental Equipment Internal \$6 500 to as follows:
- | | |
|------------------------------|---------|
| 55201 64001 Travelling | \$1 000 |
| 55204 64001 Training Courses | \$2 000 |
| 56001 64001 Office Supplies | \$2 000 |
| 58001 64001 Office Equipment | \$1 500 |

6. That purchase orders be issued for the supply and delivery of Reflective Sheeting as and when required during 1990 by the Traffic Department, appended hereto as Schedule "A", in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, as follows:

3M Canada Inc., London, - A

Acme Signs, Rexdale, - B

NOTE: Lowest of three (3) tenders received. Funds provided in Traffic Sign Materials Account No. 56154 75999.

7. That a purchase order be issued to Acme Signs Inc., Rexdale, for the supply and delivery of Moisture Proof Drop-on Glass Beads, Traffic Department, as and when required during 1990 at a cost of \$.26 per pound, Provincial sales tax extra at 8%, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of four (4) tenders received. Funds provided in Pavement Marking Materials Account No. 56153 75999.

8. That purchase orders be issued for the supply and delivery of Traffic Poles and Signal Arms as and when required during 1990 for the Traffic Department, appended hereto as Schedule "B", in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, as follows:

Nedco, Hamilton, - A

Wesco, Hamilton, - B

Provincial Sales Tax extra at 8%

NOTE: Lowest of five (5) tenders received. Funds provided in Traffic Signal Materials Account No. 56152 75999.

9. That purchase orders be issued for the supply and delivery of Multi-Conductor Traffic Cable for the Traffic Department in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, as follows:

Nedco, Hamilton - In the amount of \$10 422

Shawflex, Rexdale - In the amount of \$64 443.60

NOTE: Lowest of six (6) tenders received. Funds provided in Traffic Signal Materials Account No. 56152 75999.

10. That a purchase order be issued to Fortran Traffic Systems, Scarborough, for the supply and delivery of Adjustable Face Traffic and Pedestrian Signal Heads as and when required during 1990 by the Traffic Department, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, as follows:

Non-Ferrous Traffic Signal Heads	\$264 each
Non-Ferrous Pedestrian Signal Heads	188 each
Polycarbonate Traffic Signal Heads	227 each
Polycarbonate Pedestrian Signal Heads	188 each

Less 17% discount, plus Provincial sales tax at 8%.

NOTE: Lowest of three (3) tenders received. Funds provided in Traffic Signal Material Account No. 56152 75999.

11. That a purchase order be issued to Parkway Ford Sales, Waterloo, in the amount of \$63 002.88 for the supply and delivery of two (2) F450 Cabs and Chassis with Service Bodies for the Traffic Department in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest acceptable of three (3) tenders received. Funds provided in Automotive Equipment for Outside Operation Accounts CH58002 75120 (\$26 000) and CF5536 758951004 (\$37 002.88).

12. That a purchase order be issued to Wesco, Hamilton in the amount of \$16 964.13 for the supply and delivery of PVC Conduit and Fittings as and when required by the Traffic Department during 1990 in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of seven (7) tenders received. Funds provided in Traffic Signal Materials Account No. 56152 75999.

13. That a purchase order be issued to the Canadian Corps of Commissionaires (Hamilton), for parking enforcement services for 1990, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, as follows:

Hourly Rate	
Sergeant	\$10.43
Corporal	9.92
Commissionaire	9.50

NOTE: Funds provided in By-Law Services, Traffic By-law Enforcement Account No. CH56323 75020. This represents a 7.3% increase over 1989 rates. The Commissionaire will be receiving a 5% increase and the balance is due to increases in the Ontario Employer Health Tax, Unemployment Insurance increases and one new Statutory Holiday, Boxing Day.

14.
 - (a) That the Traffic Department, in conjunction with Information Systems, be authorized to obtain nine additional computer workstations;
 - (b) That the estimated leasing cost of \$1 125 for the remainder of 1989 be funded from overall savings in the department in the 51001 and 51401 accounts (Salaries, Wages and Benefits) due to delays in hiring;
 - (c) That the estimated 1989 software purchase costs of \$11 000 associated with the computer equipment leasing be funded from overall department savings in the 56103 accounts (Operating Supplies);
 - (d) That the estimated annual leasing cost of \$28 500 be placed in the 1990 budget of this department and an equal offsetting amount be shown as a reduction to staffing costs accounts.
15.
 - (a) That three-way stop control be implemented at the intersection of Queen Victoria and Queensbury Drives; and
 - (b) That southbound traffic on Douglas Street be required to stop for eastbound and westbound traffic on Shaw Street; and
 - (c) That City Traffic By-law 89-72 be amended accordingly.
16.
 - (a) That, in accordance with the recommendation of the Hamilton-Wentworth Regional Police Department, a school traffic officer be assigned to the intersection of Herkimer Street and Dundurn Street South; and
 - (b) That, the 1990 School Traffic Officer Budget estimates be increased by \$6 563 to cover the cost of assigning a school traffic officer to this intersection.
17.
 - (a) That, in accordance with the recommendation of the Hamilton-Wentworth Regional Police Department, a school traffic officer be assigned to the intersection of Barlake Avenue and Violet Drive, during the three school crossing periods; and
 - (b) That, the 1990 budget estimates be revised to include \$7 220 to cover the cost of assigning a school traffic officer to the intersection of Barlake Avenue and Violet Drive; and

- (c) That parking be prohibited on the north side of Barlake Avenue commencing at a point 41 feet east of the extended east curb line of Violet Drive and extending to a point 40 feet easterly therefrom; and
 - (d) That City Traffic By-law 89-72 be amended accordingly.
- 18.
- (a) That the existing "No Parking" regulation on the north side of Homewood Avenue from Kent Street to a point 85 feet westerly be removed; and
 - (b) That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on both sides of East 31st Street between Munn Street and Queensdale Avenue; and
 - (c) That a "One Hour Parking Time Limit, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on both sides of Strathcona Avenue North between Tom Street and York Boulevard; and
 - (d) That a parking prohibition be implemented on the north side of Anna Capri Drive between Upper Gage Avenue and Rita Court; and
 - (e) That a "One Hour Parking Time Limit" regulation to be in affect 24 hours a day, 7 days a week, be implemented on the west side of Belview Avenue between Cannon Street East and the northerly end; and
 - (f) That City Traffic By-law 89-72 be amended accordingly.
- 19.
- (a) That westbound Traffic on Karen Crescent be required to stop for northbound and southbound traffic on San Antonio Drive; and
 - (b) That the existing yield sign controlling northbound traffic on San Antonio Drive at San Pedro Drive be replaced with a stop sign such that northbound traffic on San Antonio Drive would be required to stop for eastbound and westbound traffic on San Pedro Drive; and
 - (c) That northbound traffic on Karen Crescent be required to stop for eastbound and westbound traffic on San Pedro Drive; and
 - (d) That City Traffic By-law 89-72 be amended accordingly.
- 20.
- (a) That a permit parking regulation be implemented on the west side of Hughson Street North commencing 104 feet south of Murray Street East and extending to a point 20 feet southerly therefrom; and
 - (b) That the Director of Traffic Services be authorized to issue one parking permit to Mr. Carmen Alaimo, 277 Hughson Street North; and

- (c) That City Traffic By-law 89-72 be amended accordingly.
21. (a) That in accordance with the request of the Hamilton Street Railway Company, the following bus stop relocation be approved:
- Limeridge Route - eastbound - delete - Limeridge Road, west of Upper Gage Avenue (M/B)
 - add - Limeridge at Upper Gage Avenue (N/S)
- (b) That City Traffic By-law 89-72 be amended accordingly.
22. (a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Laurier Avenue commencing at a point 234 feet east of Columbia Drive and extending to a point 42 feet easterly therefrom be relocated, such that the regulation commences at a point 98 feet east of Columbia Drive and extends to a point 40 feet easterly therefrom; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
23. (a) That stopping be prohibited on the east side of Dalewood Crescent between Sterling Street and a point 96 feet northerly therefrom; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
24. (a) That a taxi stand be implemented on the north side of Rebecca Street commencing at a point 163 feet west of Catharine Street and extending to a point 42 feet westerly therefrom; and
- (b) That City Traffic By-law 89-72 be amended accordingly.
25. (a) That approval be given to enter into contract with Trevor P. Garwood-Jones Architects Inc. as the Prime Consultant for the New Traffic Operations Centre. The contract amount will be \$455 000.
- (b) That a contract satisfactory to the City Solicitor be entered into between the City and Trevor P. Garwood-Jones Architects Inc.
- (c) That the Mayor and the City Clerk execute the contract on behalf of the City.

NOTE: When the three (3) design concepts for the New Traffic Operations centre are available, they will be presented to the Transport and Environment Committee for approval. Periodic updates will be forwarded to the Transport and Environment Committee members by the project Manager and a public meeting will be held prior to final approval of the project.

26.
 - (a) That an additional amount of \$2 690 be approved for the construction of a catch basin in the unassumed alley to the rear of 25 Mountain Avenue.
 - (b) That the cost be financed from Account No. CH 55318 52025 Catch Basin Construction.
 - (c) That the firm of Cardeen Construction be engaged at a cost of \$17 000 to construct the catch basin.
27.
 - (a) That the application of Dofasco Inc. to enter into an Ingot Coil Truck Agreement to cover the movement of overweight vehicles on various City Streets be approved.
 - (b) That the Mayor and City Clerk be authorized to execute this Agreement.
 - (c) That consideration be given to including an amount of \$5 000 in the Current Budget for an annual inspection of the route by a qualified consulting engineering firm.
28.
 - (a) That the City Solicitor be directed to prepare a By-law for the stopping-up, closing and sale of the public walkway from Upper James Street to Allison Crescent, as described as Part 1 on Plan 62R-5020;
 - (b) That the City Clerk be directed to publish a notice pursuant to Section 301 of the Municipal Act R.S.O. 1980, of City Council's intention to pass the By-law;
 - (c) That the Director of Property be directed to proceed with the disposition of the said lands to the abutting owner for the sum of \$1;
 - (d) That the Commissioner of Engineering be authorized to make application to the Regional Municipality of Hamilton-Wentworth, for approval for the proposed closing, pursuant to Section 48 of the Regional Act;
 - (e) That the City accept from the owner of 1655 Upper James Street a deed to a 3m parcel of land adjacent to the south property limit, as described as part 3 on Plan 62R-10569;

- (f) That upon the exchange of the lands indicated above, the City Solicitor be directed to prepare a by-law to lay out and establish a public walkway on Part 3 of Plan 62R-10569.
29. That the applications for Inadvertent Encroachment Agreements as outlined on Schedule "C", appended hereto, be approved during the pleasure of Council provided:
- (a) That the owners enter into agreements satisfactory to the City Solicitor to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.
 - (b) That the Mayor, and City Clerk be authorized to sign and execute all necessary documents to implement these agreements.
 - (c) That a first year fee and a subsequent annual fee as determined in schedule "C" be set for this privilege.
30. That the action of the Commissioner of Engineering in authorizing CHML Radio Ltd. permission to display a promotional banner across Main Street West in front of City Hall, from Monday, December 04, 1989 to December 11, 1989, with the following message be approved:
- "Please support the CHML Christmas Tree of Hope"
31. That the City of Hamilton accept the sum of \$50 000 as cash payment in lieu of 5% parkland dedication in connection with "Kingsberry Gardens - Phase 4", Hamilton, this being the cash requirement under Section 50 of the Planning Act.
32. That the City of Hamilton accept the sum of \$9 625 as cash payment in lieu of 5% parkland dedication in connection with "Cantelmi Court", Hamilton, this being the cash requirement under Section 50 of the Planning Act.
33. (a) That the submitted schedules for the estimated cost of services in:
- Anchor Road Industrial Park,
Oakdale Estates - Phase 6,
- be adopted for inclusion in the respective Subdivision Agreements with the owners.

- (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements between the City and the respective owners.
- (c) That the approval of the above clauses be subject to the condition that no work be commenced until the Final Survey Plan and Subdivision Agreement have been registered.
- (d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Survey Plan, he should be permitted to do so at his own risk, providing that he enters into a Standard Agreement for Pre-servicing.
- (e) That the City's share of the cost of services for these developments (\$53 949.34) be approved, and that the Co-ordinating Committee recommend the source of funding for these projects.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT THE
CITY'S SHARE OF SERVICES IN THE GROSS AMOUNT
OF \$53 949.34 BE FINANCED FROM THE RESERVE FOR
CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS.

- (f) That the City Solicitor be authorized and directed to prepare the necessary By-law(s) to incorporate Block "80", Plan 62M-628, into the Republic Avenue road allowance following the registration of the Plan for "Oakdale Estates - Phase 6. (Note: Block 80, Plan 62M-628 is a 0.3 metre reserve owned by the City.)

- 34. (a) That A.J. Clarke and Associates be retained by the City to design and administer the construction of roads within Anchor Road Industrial Park Subdivision at an estimated cost of \$20 000;
- (b) That the Co-ordinating Committee be requested to recommend the method of financing.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT THE
CONSTRUCTION OF ROADS WITHIN ANCHOR ROAD INDUSTRIAL
PARK SUBDIVISION IN THE GROSS AMOUNT OF \$20 000 BE
FINANCED FROM THE RESERVE FOR CITY'S SHARE OF SERVICES
THROUGH UNSUBDIVIDED LANDS.

- 35. (a) That the Commissioner of Engineering be authorized and directed to reconstruct East 23rd Street from Fennell Avenue to the south leg of MacLennan Avenue in 1989 in conjunction with the ongoing sewer construction at a cost of \$72 000, and resurfacing of East 23rd Street from MacLennan Avenue 75m southerly at a cost of \$10 000.

- (b) That the Co-ordinating Committee recommend a source of funding for the work.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT THE RECONSTRUCTION OF EAST 23RD STREET IN THE GROSS AMOUNT OF \$10 000 BE FINANCED FROM THE SURPLUS OF THE 1989 RECONSTRUCTION ACCOUNT.

36. (a) i. That the City Solicitor be authorized and directed to make an application to the District Court Judge under Section 82 of The Registry Act, R.S.O. 1980, for an order to stop up and close the First East/West Alleyway south of Concession Street from East 38th Street to the North/South Alley.
- ii. That the Commissioner of Engineering be authorized and directed to sign an affidavit setting out that no public funds have been expended on the alley to be closed.
- iii. That the documentation regarding the application to the District Court Judge be prepared by the applicant, to the satisfaction of the City Solicitor, and that the applicant be responsible for all fees payable in District Court.
- iv. That the Applicant register a reference plan under The Registry Act, said plan to be prepared by an Ontario Land Surveyor, to the satisfaction of the Regional Surveyor, and to delineate the manner in which the closed portion is to be distributed among the abutting owners, and that the applicant deposit a reproducible copy of said plan with the Regional Surveyor.
- v. That the Commissioner of Engineering be authorized to make application to the Regional Municipality of Hamilton-Wentworth for approval for the proposed closing pursuant to Section 48 of The Regional Municipality of Hamilton-Wentworth Act.
- vi. That the Director of Property be authorized to proceed with the disposition of the subject lands to the abutting owners.

Provided the Judge's Order to close the highway is granted:

- (b) i. That the City Solicitor be directed to prepare a by-law for the sale of the closed highway to the abutting owner(s).
- ii. That the City Clerk be authorized to publish a notice pursuant to Section 301 of The Municipal Act, R.S.O. 1980, of the City's intention to pass the by-law.

- (j) B-139 By-law to Incorporate Reserve "A", Plan 878 into Malton Drive
- (k) B-140 By-law to Incorporate Parts 1 and 3, Plan 62R-10608, Part 12, Plan 62R-9500 and Block 112, Plan 62M-583 into Rexford Drive
- (l) B-141 By-law to Amend By-law 89-72 to Regulate Traffic
- (m) B-142 By-law to Amend By-law 89-72 to Regulate Traffic
- (n) B-143 By-law to Amend By-law 89-72 to Regulate Traffic.

RESPECTFULLY SUBMITTED,

Robert C. Prowse,
Secretary

ALDERMAN H. MERLING, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

1989 December 04

/lp

Ref: T17-19-89

Federal and Provincial sales taxes exempt

DESCRIPTION

REFLECTIVE SHEETING - TRAFFIC DEPARTMENT - 1990

A

3M CANADA INC.
(Bid in Yards)

B

ACME SIGNS
(Yards)

MASUKO INTERNATIONAL
(Bid in Yards)

24" x 50 m - Yellow

\$ 291.00
\$ 291.00
\$ 291.00

\$ 327.00

\$ 327.00

\$375.00

- Blue

\$ 291.00

\$ 327.00

\$ 327.00

\$375.00

- Green

\$ 291.00

\$ 327.00

\$ 327.00

\$375.00

6" x 50 m - Orange

\$ 82.50

\$ 81.75

\$ 81.75

\$102.61

30" x 50 m - Orange

\$ 363.75

\$ 408.75

\$ 408.75

\$468.75

36" x 50 m - Orange

\$ 436.50

\$ 490.50

\$ 490.50

\$562.50

3/8" x 50 m - White

\$ 5.63

\$ 5.11

\$ 5.11

No Bid

1/2" x 50 m - White

\$ 7.50

\$ 6.82

\$ 6.82

No Bid

12" x 50 m Pressure Sensitive
Removable Scotchcal Black

\$ 155.00

\$ 186.05

\$ 186.05

No Bid

1" x 50 m Scotchlite White

\$ 15.00

\$ 13.65

\$ 13.65

\$ 25.00

5" x 50 m White

\$ 75.00

\$ 68.15

\$ 68.15

\$ 85.94

8" x 50 m White

\$ 120.00

\$ 109.00

\$ 109.00

\$137.50

12" x 50 m White

\$ 180.00

\$ 163.50

\$ 163.50

\$200.00

18" x 50 m White

\$ 270.00

\$ 218.00

\$ 218.00

\$293.75

24" x 50 m White

\$ 291.00

\$ 324.00

\$ 324.00

\$375.00

30" x 50 m White

\$ 363.75

\$ 408.75

\$ 408.75

\$468.75

36" x 50 m White

\$ 436.50

\$ 486.00

\$ 486.00

\$562.50

1" x 50 m Hi-Intensity Silver

\$ 46.20

\$ 43.15

\$ 43.15

No Bid

SCHEDULE 'A'

Referred to in Section 6
of the TWENTIETH Report of
the Transport & Environment
Committee

A

PAGE TWO

B

DESCRIPTION3M CANADA INC.
(Bid in Yards)

ACME SIGNS

MASUKO INTERNATIONAL
(Bid in Yards)Pressure Sensitive
6" x 50 m Orange

\$ 90.00

\$ 81.75

\$103.50

12" x 50 m White

\$ 406.00

\$200.00

Scotchcal Dry Adhesive

24" x 50 m White

\$ 756.00

\$487.50

1/2" x 50 m Black

\$ 17.33

No Bid

5/8" x 50 m Black

\$ 20.65

No Bid

2" x 50 m Black

\$ 69.30

No Bid

24" x 50 m Red

\$ 327.00

\$375.00

4" x 50 m Black

\$ 138.60

\$ 85.42

5" x 50 m Black

\$ 173.25

\$114.69

6" x 50 m Black

\$ 207.90

\$126.88

24" x 50 m Black

\$ 775.84

\$487.50

30" x 50 m Black

\$ 971.36

\$609.38

4" x 50 m Red/Orange

\$ 145.00

No Bid

12" x 50 m White

\$ 415.80

\$253.75

2" x 50 m Black

\$ 217.20

\$253.75

12" x 50 m Black

\$ 411.84

\$253.75

Scotchcal Pressure Sensitive

12" x 50 m Black

\$ 415.80

\$487.50

12" x 50 m Regional Yellow

\$ 250.00

No Bid

12" x 50 m Blue Yellow

\$ 233.07

No Bid

12" x 50 m Regional Blue

\$ 233.07

No Bid

A

3M CANADA INC.
(Bid in Yards)

DESCRIPTION

Scotchlite Dry Adhesive
30" x 50 m Yellow

\$ 363.75
\$ 436.50

36" x 50 m Yellow

6" x 50 m Green

\$ 82.50

8" x 50 m Green

\$ 120.00

24" x 50 m High Intensity, Silver

\$1,029.00

Scotchlite High Intensity Silver
30" x 50 m

\$1,286.25

36" x 50 m

\$1,543.50

Scotchlite Dry Adhesive High Intensity Yellow

\$1,209.00

24" x 50 m

30" x 50 m

\$1,286.25

2" x 50 m Scotchlite Pressure

\$ 80.00

Sensitive White Traffic Cones

SECTION B

3M Stamark Brand Pavement Tape #5730 or equivalent

- Permanent White Pavement markings
4" x 30 m

\$ 115.16

4" x 120 m

\$ 460.64

8" x 30 m

\$ 230.32

8" x 120 m

\$ 460.64

3M Stamark Brand Pavement Tape #5731 or equivalent

- Permanent Yellow Pavement markings
4" x 30 m

\$ 115.16

4" x 120 m

\$ 460.64

B

ACME SIGNS
(Bid in Yards)

MASUKO INTERNATIONAL
(Bid in Yards)

\$ 408.75

\$468.75

\$ 490.50

\$562.00

\$ 81.75

\$100.00

\$ 109.00

\$133.33

\$1,035.00

No Bid

\$1,293.75

No Bid

\$1,552.50

No Bid

\$1,035.00

No Bid

\$1,293.75

No Bid

\$ 79.80

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

No Bid

A
3M CANADA INC.
 (Bid in Yards)

DESCRIPTIONACME SIGNS

MASUKO INTERNATIONAL
 (Bid in Yards)

3M Stamark Brand Pavement Arrows or equivalent

Straight package of 2 3M-SMS 2901	\$ 170.00	No Bid	No Bid
Left package of 2 3M-SMS 2902L	\$ 190.00	No Bid	No Bid
Right package of 3M-SMS 2902R	\$ 190.00	No Bid	No Bid
Straight/Right Fillet package of 4 3M-SMS 2905R	\$ 53.00	No Bid	No Bid
Straight/Left Fillet package of 4 3M-SMS 2905L	\$ 53.00	No Bid	No Bid
<u>3M Detour Grade Pavement Tape #5701 or equivalent</u>			
- Detour Grade White pavement markings 4" x 30 m	\$ 160.00	No Bid	No Bid
4" x 120 m	\$ 598.00	No Bid	No Bid
<u>3M Detour Grade Pavement Tape #5711 or equivalent</u>			
- Detour Grade pavement markings 4" x 30 m Yellow	\$ 160.00	No Bid	No Bid
4" x 120 m Yellow	\$ 598.00	No Bid	No Bid
6" x 40 m Black	No Bid	No Bid	No Bid
Delivery Lead Time	10 days	1 week	6 weeks
Discount if total order	N/A	1%	5%

UNABLE TO BID - L & L Sales

OFFICIALS IN ATTENDANCE - B. Hinkley, Alderman; K. Avery, Deputy Clerk; T. Bradley, Manager of Purchasing

THE CORPORATION OF THE CITY OF HAMILTON

TRAFFIC POLES AND HARDWARE AND TRAFFIC SIGNAL ARMS, 1990

Provincial sales tax extra at 8%

SINGLE MEMBER ARM WITHOUT POLE PLATE	NEDCO A		SENTINEL		GUILLEVIN		WESCO B		ELLIS & HOWARD
		\$ 97.00		\$ 99.00		\$ 105.00		\$ 106.89	
Signal Head Hangers									\$ 113.65
4SMA 4'		\$ 80.00		\$ 88.00		\$ 84.00		\$ 45.35	\$ 91.00
6SMA 6'		\$ 83.00		\$ 89.00		\$ 87.15		\$ 51.54	\$ 94.30
8SMA 8'		\$ 95.00		\$ 103.00		\$ 99.75		\$ 64.92	\$ 108.00
10SMA 10'		\$ 125.00		\$ 135.00		\$ 131.24		\$ 86.49	\$ 142.00
12SMA 12'		\$ 140.00		\$ 153.00		\$ 147.00		\$ 95.61	\$ 159.00
16SMA 16'		\$ 250.00		\$ 275.00		\$ 262.50		\$ 166.27	\$ 284.00
18SMA 18'		\$ 325.00		\$ 350.00		\$ 341.25		\$ 240.52	\$ 369.00
SINGLE MEMBER ARM COMPLETE WITH POLE PLATE FOR ROUND POLE 6 - 6-15/16" DIA									
TR4SMA67 4'		\$ 180.00		\$ 195.00		\$ 189.00		\$ 202.32	\$ 204.50
TR6SMA67 6'		\$ 183.00		\$ 195.00		\$ 192.15		\$ 208.50	\$ 208.00
TR8SMA67 8'		\$ 195.00		\$ 205.00		\$ 204.75		\$ 221.87	\$ 221.60
TR10SMA67 10'		\$ 235.00		\$ 250.00		\$ 246.75		\$ 287.23	\$ 267.00
TR12SMA67 12'		\$ 254.00		\$ 275.00		\$ 266.70		\$ 296.38	\$ 288.60
TR18SMA67 18'		\$ 353.00		\$ 375.00		\$ 370.65		\$ 367.04	\$ 401.00
SINGLE MEMBER ARM COMPLETE WITH POLE PLATE FOR ROUND POLE 7 - 8" DIA									
TR18SMA78 18'		\$ 425.00		\$ 460.00		\$ 446.25		\$ 478.32	\$ 483.00
TR20SMA67 20'		\$ 465.00		\$ 490.00		\$ 488.25		\$ 504.92	\$ 528.40

<u>NEDCO A</u>		<u>SENTINEL</u>	<u>GUILLEVIN</u>	<u>WESCO B</u>	<u>ELLIS & HOWARD</u>
<u>SINGLE MEMBER ARM COMPLETE WITH POLE PLATE FOR WOOD POLE 8 - 10" DIA</u>					
TW4SMA81 4'	\$155.00	\$165.00	\$162.75	\$168.71	\$ 176.00
TW6SMA81 6'	\$163.00	\$175.00	\$171.15	\$174.89	\$ 185.00
TW8SMA81 8'	\$173.00	\$185.00	\$181.65	\$188.26	\$ 197.00
TW10SMA81 10'	\$207.00	\$220.00	\$217.35	\$253.61	\$ 235.00
TW12SMA81 12'	\$226.00	\$240.00	\$237.30	\$262.75	\$ 257.00
TW15SMA81 15'	\$335.00	\$350.00	\$351.75	\$333.41	\$ 381.00
TW18SMA81 18'	\$400.00	\$435.00	\$420.00	\$425.02	\$ 455.00
<u>POLE PLATE ONLY FOR 4, 6 OR 8' SMA FOR ROUND POLE 6 - 6-15/16" DIA</u>					
R 4/6/8 67	\$105.00	\$115.00	\$1101.25	\$156.96	\$ 119.00
<u>POLE PLATE ONLY FOR 10, 12 OR 15' SMA FOR ROUND POLE 6 - 6-15/16" DIA</u>					
R 10/12/15 67	\$125.00	\$135.00	\$131.25	\$200.76	\$ 142.00
<u>POLE PLATE ONLY FOR 4, 6 OR 8' SMA FOR WOOD POLE 10" DIA</u>					
W 4/6/8 81	\$ 90.00	\$100.00	\$ 94.50	\$123.36	\$ 102.00
<u>POLE PLATE ONLY FOR 10, 12 OR 15' SMA FOR WOOD POLE 8 - 10" DIA</u>					
W 10/12/15 81	\$100.00	\$110.00	\$105.00	\$167.14	\$ 113.60
W 18/20/22 81	\$115.00	\$125.00	\$120.75	\$184.47	\$ 130.00
<u>POLE PLATE ONLY FOR 4, 6 OR 8' SMA FOR ROUND POLE 10 - 12" DIA</u>					
R 4/6/8 1012	\$130.00	\$143.00	\$136.50	\$156.96	\$ 147.70
<u>POLE PLATE ONLY FOR 10, 12 OR 15' SMA FOR ROUND POLE 10 - 12" DIA</u>					
R 10/12/15 1012	\$150.00	\$165.00	\$157.50	\$200.76	\$ 170.50

NEDCO A		SENTINEL	WESCO B	ELLIS & HOWARD
POLE PLATE ONLY FOR 18, 20 OR 22' SMA FOR ROUND POLE 10 - 12" DIA				
R 18/20/22 1012	\$160.00	\$175.00	\$237.80	\$ 181.80
TP10819-H-AB 19' Wall Thickness .250	\$973.00	\$9489.00	\$918.31	\$1,051.00
TP8619 AB 19' 8" Base DIA	\$636.00	\$553.00	\$492.52	\$ 687.00
TP6415 AB 15' 6" Base DIA	\$400.00	\$349.50	\$307.14	\$ 432.00
TP6412 AB 12' 6" Base DIA	\$368.00	\$310.00	\$270.31	\$ 398.00
TP6408 AB 8' 6" Base DIA	\$326.00	\$290.00	\$217.45	\$ 352.00
Delivery Lead Time	Arms 3-5 wks. Poles 8-10 wks.	8-9 weeks	10-12 weeks	

OFFICIALS IN ATTENDANCE - Alderman

E. A. Simpson, City Clerk

T. Bradley, Manager of Purchasing

SCHEDULE 'C'

Referred to in Section 21
of the TWENTIETH Report of
the Transport & Environment
Committee

<u>Address/Location</u>	<u>Type of Encroachment</u>	<u>Owner</u>	<u>Solicitor/Agent Address</u>	<u>Fees 1st Year/Annual</u>	<u>File No.</u>
119 Ray Street South, Ray Street	Concrete Steps 6.0' X 4.0' Building 48.0' X 1.4' fire escape 10.0' X 3.0'	Linda Vilniskaitis - Sayle	Gary Sayle 44 Hiltz Drive Stoney Creek, Ontario L8N 3H6	\$131.00	T103-50(780)
21 Picton Street W., Picton Street	Porch and Steps 17.0' X 4.70'	Evsebio & Maria Matilde	Borkovich and Ingrassia Barristers and Solicitors 1 Main Street East Hamilton, Ontario. L8N 1E7	\$125.00 / \$20.00	T103-50(826)
15 Land Street	Wood Steps	Gary E. Hunt	Arnold S. Handelman Barrister and Solicitor 34 Village Centre Place Mississauga, Ontario. L4Z 1V9	\$125.00 / \$20.00	T103-50(831)
212 Ottawa Street S., Encroachment on Sherbrooke Street	Portion of a 2 1/2 storey brick building measuring measuring 2.66' X 29.55' Attached alcove measuring 1.18' X 8.15' A wood deck measuring 0.67' X 12.6' Above ground pool measuring 1.45' X 6.05' A porch measuring 1.3' X 7.4'	Peter Bailey and Angie Lorraine Bailey	Winchie and Lennon Barristers and Solicitors 112 Hughson Street South Hamilton, Ontario. L8N 2B2	\$125.00 / \$25.00	T103-50(795)
8 East 31st Street	Enclosed porch measuring 2.2' X 20.6'	Mr. and Mrs. Clancy Bromley	Hastings Charlebois, Feltmate Barristers and Solicitors 3410 South Service Road Burlington, Ontario. L7N 3T2	\$125.00 / \$20.00	T103-50(832)

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council.

The Parks and Recreation Committee presents its TWENTY-THIRD Report for 1989 and respectfully recommends:

1.
 - (a) That the Red Hill Creek Recreation and Open Space Master Plan Final Report as prepared by Moore/George Associates Inc. dated 1989 November be adopted; and
 - (b) That the Bruce Trail Association be requested to pursue possible cost-sharing arrangements and the priority for development of a structure over the Red Hill Creek Freeway along the optimum route for the Bruce Trail; and
 - (c) That the Regional Municipality of Hamilton-Wentworth be requested to undertake Option #1 of the Melvin Avenue Interchange to form the optimum pedestrian link over the Red Hill Creek Freeway after consultation with the schools and the public in that area, and,
 - (d) That the Ministry of Transport Ontario be requested to recognize that the City intends to pursue development of a pedestrian bridge over the Queen Elizabeth Way (Q.E.W.) and that the Ministry of Transport Ontario take this structure into consideration in the design and development of interchanges with the Q.E.W.
 - (e) That the Parks Division of the City's Public Works Department pursue cost sharing with the Ministry of Transport Ontario for the pedestrian overpass structure at Greenhill Avenue recognizing that the City will incur added costs for a pedestrian link across the valley at this location as a result of freeway development.
 - (f) That the pedestrian link at the Arbour Road crossing be reviewed in concert with the Conservation Authority's area development in order that additional costs can be included in the Capital Budget once warrants are met.
2. That the contractual agreement with Geraldo Catering Inc.. the tenant concession operation at King's Forest Sports Park, be amended to require an annual full "up front" payment which would include realty taxes, subject to the following terms and conditions:

- The first year term of \$24 307.56

- The subsequent years be subject to an annual 5% escalation clause.

NOTE: The proposed contract amendments are consistent with the concession agreement accepted for Chedoke Sports Park food concession.

3. That a purchase order be issued to Weinmann Electric Ltd., Fort Erie, in the amount of \$31 984 for Pathway Lighting, Gage Park, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender.

NOTE: Lowest of two (2) tenders received. Funds provided in Gage Park Lighting Account No. CH56398 62910.

4. (a) That the purchase order for the maintenance agreement with American Sign and Indicator Corporation for the Ivor Wynne Stadium sign be increased by \$504.96 due to an increase in the exchange rate, an index adjustment and taxes.

NOTE: The amount originally approved by City Council was \$12 623.40. Funds are provided in the Promotion and Publicity Account No. CH56302 70001.

- (b) That the purchase order with Print Marketing Agency be increased by \$1 003.20 to cover the cost for distributing 20 000 additional copies of the Recreation Facilities Brochure.

NOTE: The amount originally approved by City Council was \$26 567.57. Funds are provided in Work Done For Others Account No. CH56398 62910.

5. (a) That the Public Works Department, in Conjunction with Information Systems, be authorized to obtain 5 additional computer workstations;
- (b) That the estimated leasing cost of \$750 for a possible one month in 1989 be funded from overall savings in the salary accounts due to hiring delays, etc.;
- (c) That the estimated annual leasing costs of \$9 000 be placed in the 1990 budget of this department and an equal offsetting amount be shown as a reduction to staffing costs accounts or other accounts where a saving can be demonstrated due to productivity improvements.

6. That the City of Hamilton Property Department be authorized to enter into negotiations with the owner of Part of Lots 2 and 3 on Spruceside Avenue for the purchase of this property for park purposes.
7. That the site for the future Twin-Pad Recreation Facility on the West Mountain be located on the grounds of the Chedoke Hospital, subject to the land lease agreements suitable to the Chedoke Health Corporation and the Corporation of the City of Hamilton.

NOTE: With the acceptance of this recommendation, approvals will be requested from the Chedoke Health Corporation and the Chedoke Hospital Board. These approvals will be subject to the appropriate lease arrangements being entered into which should take one month. A six month architectural tendering process will be initiated and O.M.B. approvals will be requested for the new site. A fourteen to eighteen month construction schedule is anticipated.

8. (a) That the Corporation of the City of Hamilton host the 1991 Ontario Disabled Games, July 18-21, in co-operation with the Ontario Ministry of Tourism and Recreation, at a cost not to exceed \$4 000.
- (b) That the Co-ordinating Committee be requested to recommend the method of financing.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT
THIS EXPENDITURE BE FINANCED FROM THE RESERVE
FOR HOSTING OF CONFERENCES WITH MUNICIPAL
SUBJECT CONTENT.

9. That all Municipal Playstructures located on city parks or school grounds be affixed with identifying signage plates which:
 - Recognize the Corporation of the City of Hamilton
 - Recognize the partnership of any joint venture
 - Identify the playground watch telephone number
10. That the Director of Culture and Recreation be authorized to pursue, with the Commissioner of Human Resources, a contract for the position of Canusa Games Co-ordinator, subject to the terms and conditions suitable to the Parks and Recreation, Co-ordinating and Personnel Committees.

NOTE: Said contract is to be on a year to year basis with all renewals to be subject to the approval of the Parks and Recreation Committee.

11. That Section (b) of the City's Policy on Naming of Parks be amended to include the donation of land and read as follows:

- (b) Naming a park or facility after an individual or organization that donated land and/or money toward the purchase of the park or facility or for the development of same.

That Committee to consult with the individual or the next of kin, as the case may be, to secure approval for the naming of a park in honour of an individual.

12. For the information of Council, the following revised Terms of Reference were approved for the Arts Advisory Sub-Committee, by the Parks and Recreation Committee:

- (a) That the Arts Advisory Sub-Committee's general mandate is to act in an advisory capacity to the Parks and Recreation Committee on matters related to the arts in Hamilton.
- (b) That the Arts Advisory Sub-Committee draft an Art in Public Places Policy and submit it to the Parks and Recreation Committee for consideration.
- (c) That the Arts Advisory Sub-Committee monitor and review the "Policy For The Arts" on an ongoing basis and meet annually with the Arts Community for its input and information.
- (d) That the Arts Advisory Sub-Committee administer the Hamilton Arts Award on an annual basis.

13. That leave be granted to introduce the following Bill:

Bill C-3 Amendment to Cemeteries By-law No. 8861 - Revised Tariff of Charges

RESPECTFULLY SUBMITTED.

Robert C. Prowse,
Secretary

ALDERMAN T. MURRAY, CHAIRMAN
PARKS AND RECREATION COMMITTEE

1989 December 05

/lp

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its TWENTY-EIGHTH Report for 1989 and respectfully recommends:

1. That the 1990 meetings of the Planning and Development Committee commence at 9:00 o'clock a.m., and that the Public Meeting portion of the Committee Agenda for the purpose of hearing Zoning applications be held from 10:30 o'clock a.m., until no later than 1:00 o'clock p.m.
2. That the Building Commissioner be authorized to issue demolition permits for the following properties:
 - (a) 153 Eleanor Avenue
 - (b) 104 Ainslie Avenue
3. That a repayable loan, in the amount of fifteen thousand dollars (\$15 000.) be approved under the Commercial Facade Loan Programme for 314 James Street North, Mr. Tatiana Giambattista at an interest rate of 6 3/4 percent, amortized over 10 years.
4. (a) That Section 8 of the Seventeenth Report of the Planning and Development Committee as approved by City Council on 1989 July 25 be amended as follows:
 - (i) the closing date be extended from 1989 November 21 to 1990 February 22.
 - (ii) the construction commencement date in paragraph 6.3.1 of the Purchase Agreement be extended from 1990 March 21 to 1990 September 22.
 - (iii) the construction completion date in paragraph 6.3.2 of the Purchase Agreement be extended from 1991 March 21 to 1991 September 22.
- (b) That all other terms and conditions remain the same and time shall be of the essence.

5. That the City of Hamilton accept the sum of \$9 625. as cash payment in lieu of 5% parkland dedication in connection with "Cantelmi Court", Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: These lands are located north of Rymal Road and west of Upper Ottawa Street in the Templemead Neighbourhood, Hamilton.

6. That the City of Hamilton accept the sum of \$50 000. as cash payment in lieu of 5% parkland dedication in connection with "Kingsberry Gardens - Phase 4", Hamilton, this being the cash requirement under Section 50 of The Planning Act.

NOTE: These lands are located north of Limeridge Road and west of Upper Kenilworth Avenue in the Lisgar Neighbourhood, Hamilton.

7. (a) That the enclaves acquisition program for Alpha East (east of Sherman), Leeds, Biggar and Stapleton be put on hold and that the remaining properties in Alpha West (West of Sherman) be acquired under the current acquisition program.
- (b) That the costs of acquisition and sale price of industrial land be monitored and a re-evaluation of the program carried out in 1990 in conjunction with the Business Land Use Advisory Board.
- (c) That a budget proposal be forwarded to the Co-ordinating Committee for consideration for inclusion in the 4th and 5th year of the 1990 - 1994 City of Hamilton capital budget.
8. (a) That approval be given to Subdivision Application SA-89-12 "Eastgate Heights Extension", Landmart Building Corporation, owner, to establish a draft plan of subdivision located at the easterly termination of Village Drive, north of Delawana Drive and West of Centennial Parkway, subject to the following conditions:
- (i) That this approval apply to the plan prepared by Ashenhurst Nouwens Ltd., dated 1989 June 9, revised to show 2m x 2m daylight triangles at the intersection of Village Drive with Fairington Crescent and by deleting the area of Fairington Crescent.
- (ii) That the street be dedicated as a public highway on the final plan.

- (iii) That the street be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
 - (iv) That the final plan conform with the Zoning By-law approved under The Planning Act.
 - (v) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
 - (vi) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes.
 - (vii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.
 - (viii) That Blocks "7" to "12" inclusive be developed only in conjunction with adjacent lands.
 - (ix) That all lots fronting on Fairington Crescent not receive final approval prior to the registration of Eastgate Heights plan of subdivision (25T-86009).
 - (x) That the owner shall erect a sign in accordance with Section XI of the subsequent Subdivision Agreement prior to the issuance of a final release by the City of Hamilton.
 - (xi) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (b) That a Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-89-12), Landmart Building Corporation, owner, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal service has been approved by City Council.
- (c) That the neighbourhood plan be amended accordingly.

9. That approval be given for Condominium Application SA-89-17, "Rymal Industrial Estates", Dunston Developments Inc., owner, to establish a draft plan of condominium located on the east side of Upper Ottawa Street, north of Rymal Road, subject to the following conditions:
- (a) That this approval apply for the plan prepared by Guido Consoli Surveying Ltd., dated 1989 February 10.
10. (a) That approval be given to Subdivision Application SA-89-09, Shedaco Holdings Limited, owner, to establish a draft plan of subdivision south of Rymal Road West, west of Christie Street, subject to the following conditions:
- (i) That this approval apply to the plan prepared by Ashenhurst Nouwens Limited dated 1989 November 8, revised to show 18 lots, 1 block for future development with abutting lands, 1 block for park purposes and 1 block for 0.3m reserve.
- (ii) That the plan not receive final approval before a road access is established to this plan of subdivision and the storm and sanitary sewer system as well as municipal water services are available to service this plan of subdivision.
- (iii) That the streets be dedicated as public highways on the final plan.
- (iv) That the streets be named to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth.
- (v) That the final plan conform with the Zoning By-law approved under The Planning Act.
- (vi) That the owner convey 5% of the lands included in the plan to the City of Hamilton for park purposes, said conveyance to comprise part of Block "20".
- (vii) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority.
- (viii) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block in the final plan.

- (ix) That the dead-end of the road allowance (Block "21") created by the plan be terminated in a 0.3m reserve to be conveyed to the City of Hamilton and be held by the City until required for the future extension of the road allowance.
 - (x) That Block "19" be developed only in conjunction with abutting lands.
 - (xi) That the owner shall erect a sign in accordance with Section XI of the subsequent Subdivision Agreement prior to the issuance of the final release by the City of Hamilton.
 - (xii) That the owner agree in writing to satisfy all the requirements, financial and otherwise, of the City of Hamilton.
- (b) That a Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Hamilton-Wentworth Region with respect to this application (SA-89-09), Shedaco Holdings Limited, owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council.
 - (c) That the Kennedy East Neighbourhood Plan be amended accordingly to reflect the changes established by the draft plan of subdivision.
11. (a) That the proposed draft plan of subdivision "Wellington Chase - Phase 2", Wellington Chase Inc., owner, in the City of Hamilton under Regional File No. 25T-87010, as approved by Regional Council on 1987 December 1 be revised by showing 58 street townhouse properties and a road within the area of Block "191" and by adding the following conditions after condition (j):
- (k) That Street "A" must be established to a width of 20m with a hammerhead at the termination of this cul-de-sac. Furthermore, Street "A" should be widened by 3.75m to 23.75m from the south property line of Lot 41 to the south limit of the plan;

- (l) That direct access to Lots 1 to 20 inclusive not be permitted from Upper Wellington Street. Access to Upper Wellington Street shall only be permitted through two common access points. Therefore, a minimum width of 6.0m mutual right-of-way be established along the westerly limits of the lots 1 to 20 inclusive immediately adjacent to the Upper Wellington Street road allowance as widened;
 - (m) That all lots (Nos. 1 to 58 inclusive) be subject to and comply with the requirements of the approved Site Plan Application DA-89-75;
 - (n) That prior to the final approval of this revision the owner receive an approval by the Committee of Adjustment for Lots 37 to 40 and 55 to 58 inclusive for a variance to the provisions of the applicable zoning district.
 - (b) That the alphanumerical numbering of the remaining conditions be changed accordingly.
12. (a) That the Planning and Development Department be authorized to acquire one computer graphics workstation to enhance Urban Design Services at a cost not exceeding \$60 000.
- (b) That the cost of this additional workstation be financed from anticipated savings in the Current (1989) salary and benefits accounts.
- NOTE:** The Planning and Development Department wishes to acquire a computer graphics workstation that will enhance the current level of urban design services.
13. (a) That City Council, in accordance with the provisions of Section 34(2) (b) of the Ontario Heritage Act, 1983, refuse the demolition application, hence prohibiting any work of demolishing or removing any building or structure on the property known as 65 Markland Street, for a period of 180 days; and
- (b) That no demolition permit be issued for 65 Markland Street until such time as the owner obtains a building permit. The demolition permit could then be issued in accordance with Section 33(6) of The Planning Act.

NOTE: Under no circumstances could any demolition permit be issued prior to the expiration of the above-noted 180 day period.

14. That approval be given to amended Zoning Application 89-28, James Zaborsky, owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District to permit single-family residential development for property located on the west side of Annabelle Street, north of Stone Church Road West, as shown on the attached map marked as Appendix "A", on the following basis:
- (a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;
 - (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9C for presentation to City Council; and,
 - (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to establish a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for property located on the west side of Annabelle Street, north of Stone Church Road West.

The effect of the By-law is to create two single-family residential building lots.

15. That Zoning Application 89-70, Elia Investments (Hamilton) Limited, owners, requesting a modification to the established "R-4" (Small Lot Single-Family Detached) District regulations to permit 12 semi-detached dwellings in a "block form" of development with a common access drive from Stone Church Road, for property located at 718 and 720 Stone Church Road East, as shown on the attached map marked as Appendix "B", be DENIED for the following reasons:
- (a) It conflicts with the intent of the Official Plan, in that the proposed development would contribute to the indiscriminate mix of housing types in this area comprised primarily of single-family dwellings.
 - (b) It does not comply with the approved Eleanor Neighbourhood Plan which designates the site for "single and double" residential use, in that the proposal is representative of a townhouse type development rather than conventional semi-detached dwellings.
 - (c) It represents an over-intensification of land use, in that the proposed development would provide 24 units whereas conventional semi-detached development would yield approximately 16 units.

- (d) The proposed development is considered inappropriate and not in the interests of good planning.
- (e) Approval of the application may encourage other similar applications which, if approved, would undermine the intent of the Zoning By-law.

16. That approval be given to Zoning Application 89-85, 814904 Ontario Inc. (O. Zendel), owner, requesting a change in zoning from "G-3" (Public Parking Lots) District to "HH" (Restricted Community Shopping and Commercial) District, modified to permit a one storey, 1 003 m² addition to the building located at 1171 Upper James Street, as shown on the attached map marked as Appendix "C" on the following basis:

- (a) That the subject lands be rezoned from "G-3" (Public Parking Lots) District to "HH" (Restricted Community Shopping and Commercial District;
- (b) That the "HH" (Restricted Community Shopping and Commercial) District regulations, as contained in Section 14A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special requirement:
 - (i) That notwithstanding Section 14A(2), no building or structure shall exceed one storey in height.
- (c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-760a, and that the subject lands on Zoning District Map E-9B be notated S- 760a;
- (d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-9B for presentation to City Council;
- (e) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area;
- (f) That as a condition of Site Plan Approval, the applicant agree in writing, that only a right-in/right-out access will be permitted at the southerly portion of the property when the interchange is in operation.

NOTE: The purpose of the By-law is to provide for a change in zoning from "G-3" (Public Parking Lots) District to "HH" (Restricted Community Shopping and Commercial) District modified, for the property located at the rear of 1171 Upper James Street.

The effect of the by-law is to permit a one storey, 1003 m² addition to the building located at 1171 Upper James Street.

17. That approval be given to Zoning Application 89-93, Henry and Shirley Joldersma, owners, requesting a change in zoning from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District to create four building lots for single-family residential dwellings, for property located at the rear of 311 Rymal Road East, as shown on the attached map marked as Appendix "D", on the following basis:

- (a) That the subject lands be rezoned from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District;
- (b) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-18D and E-18E for presentation to City Council; and,
- (c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

NOTE: The purpose of the By-law is to establish a change in zoning from "B" (Suburban Agriculture and Residential, etc.) District to "C" (Urban Protected Residential, etc.) District for property located at the rear of 311 Rymal Road East.

The effect of the By-law is to subdivide the subject property to create four (4) building lots for single-family dwellings, fronting onto the street at the rear (Bastille Street).

19. (A) That Zoning Application 89-77, 766284 Ontario Ltd., (F. Kumoi) owner, requesting changes in zoning from "AA" (Agricultural) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District modified (Block "1"), and "G-3" (Public Parking Lots) District to "E" (Multiple Dwellings, Lodges, Clubs etc.) District modified (Block "2"), to permit the construction of a 12 storey, 106 unit apartment building, for the property located north of Queenston Road and west of Grays Road, as shown on the attached map marked as Appendix "E", be **DENIED** for the following reasons:
- (a) It conflicts with the intent of the Official Plan, in that the height and bulk of development would not integrate with the surrounding area, and is incompatible with the existing and proposed uses.
 - (b) It conflicts with the intent of the approved Riverdale East Neighbourhood Plan which designates the lands "Commercial-Special Provisions." In this regard, it is intended that these lands be developed with the commercial lands fronting on Queenston Road.

(c) It represents an overintensification in-land use, in that the proposed development would have a floor area ratio (F.A.R.) of 3.1, whereas the maximum permitted under the "E" district regulations is 1.7. The development, would yield approximately 216 units per hectare (90 units per acre) which is considered as high density development.

(d) The applicant proposes to use a portion of the subject lands for 12 of the 24 required parking spaces for Northside Plaza (located to the south of the subject lands). This arrangement is unsuitable, in that the plaza will no longer be able to meet By-law requirements and it is contrary to the Zoning By-law which prohibits access for a commercial development within a residential district.

(B) That the City Clerk be authorized to notify the City of Stoney Creek of City Council's decision.

19. That Zoning Application 89-81, St. Marks (Hamilton) Non-Profit Housing Inc. prospective owner, requesting a modification to the established "E-3" (Hight Density Multiple Dwellings) District regulations, to permit a 10 storey, 48 unit non-profit apartment building, and conversion of part of the existing church building to office use for the Anglican Church-Niagara Diocese, and part for a chapel for property located at 130 Bay Street South, as shown on the attached map marked as Appendix "F" be **DENIED** for the following reasons:

(a) The proposal does not comply with the intent of the Official Plan in that the scale, density and bulk of development would be incompatible with the established character of development in this area. Furthermore, the office component cannot be considered as a permitted use within the Residential designation, because it does not primarily depend upon pedestrian access, nor does it serve the needs of the immediate neighbourhood.

(b) The proposal does not comply with the intent of the approved Durand Neighbourhood Plan which designates the site for "Civic and Institutional" use.

(c) The proposal conflicts with the intent of the Central Area Plan (O.P.A. 66) which encourages the location of commercial offices in the Downtown Core.

(d) The proposal represents an over-intensification of use, in that the proposed floor area ratio (3.77 or 5 318.0m²) is approximately 2.2 x greater than what is permitted under the established "E-3" District zoning (1.7 or 2 394.45m²). In addition, the required variances for yards, landscaping, etc. are further indications of over-intensification.

- (e) Approval of the application would encourage other similar applications which, if approved, would undermine the intent of the Official Plan, Neighbourhood Plan and Zoning By-law; and
 - (f) It would result in only partial preservation of a listed building of architectural and historical interest.
- 20.
- (a) That the Central Neighbourhood Plan be amended to change the Tiffany Block from "Commercial-Industrial" to "Medium Density Apartments" with special policies shown on Map 1, attached herewith and marked Appendix "G".
 - (b) That the necessary Official Plan amendment and the Zoning By-law amendment (Application ZA-88-98) be held in abeyance pending:
 - (i) The completion of a noise impact study to the satisfaction of Council; and,
 - (ii) The completion of decommissioning plan for the auto wrecking site to the satisfaction of the Ministry of the Environment.
21. That leave be granted to introduce the following Bills:
- | | |
|------------|---|
| Bill D-151 | A By-law to Amend Zoning By-law No. 6593 respecting Land Located at Municipal No. 132 Stone Church Road West |
| Bill D-152 | A By-law to Amend Zoning By-law No. 6593 respecting Land Located at the Rear of Municipal No. 1066 Upper James Street |
| Bill D-153 | A By-law to Amend Zoning By-law No. 6593 respecting Land Located at Municipal No. 340 Limeridge Road East |
| Bill D-154 | A By-law to Amend Zoning By-law No. 6593 respecting Land Located at the Rear of Municipal No. 1171 Upper James Street |

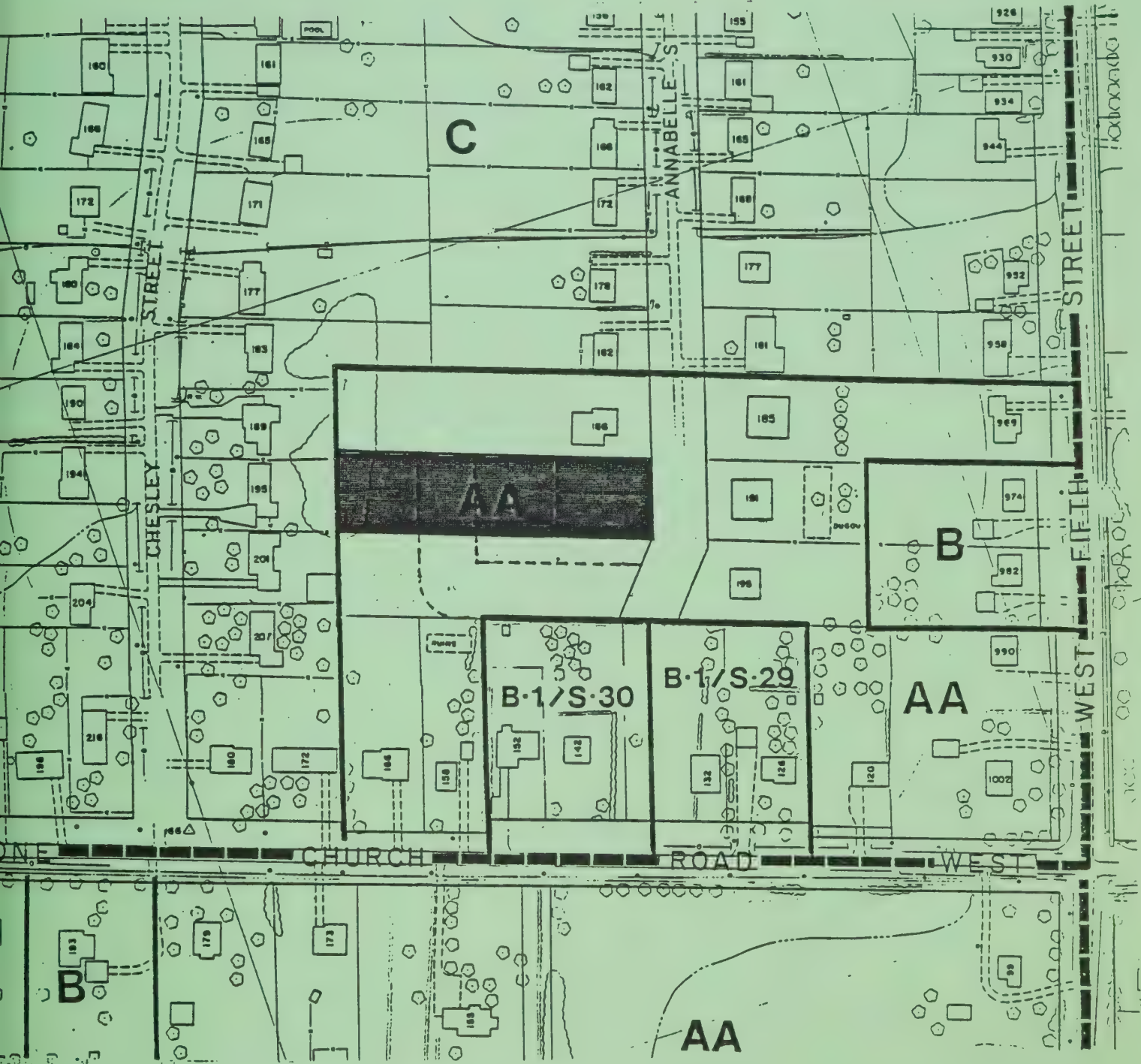
- Bill D-155 A By-law to Adopt Official Plan Amendment No. 80
respecting Official Plan Major (Five Year) Review
- Bill D-156 A By-law to Repeal By-law No. 89-271 respecting
Land Located at Municipal No. 37 Strathcona Avenue North
(Formerly Strathcona Fire Station)

Respectfully Submitted,

ALDERMAN J. SMITH, CHAIRMAN
PLANNING AND DEVELOPMENT COMMITTEE

Susan K. Reeder
Secretary
1989 November 29th

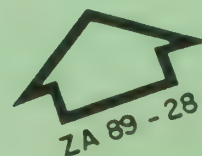
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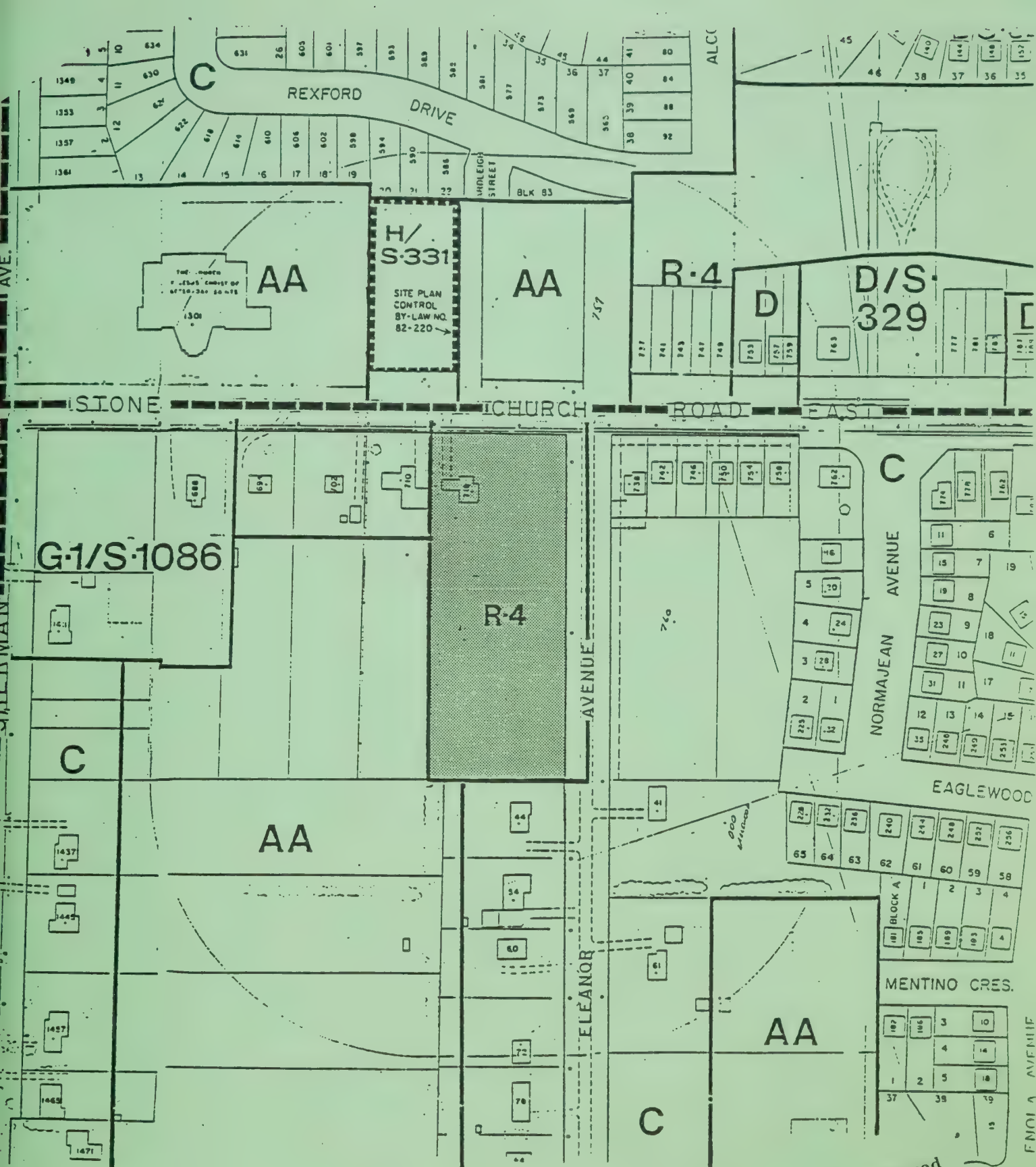


Legend



Site of the Application





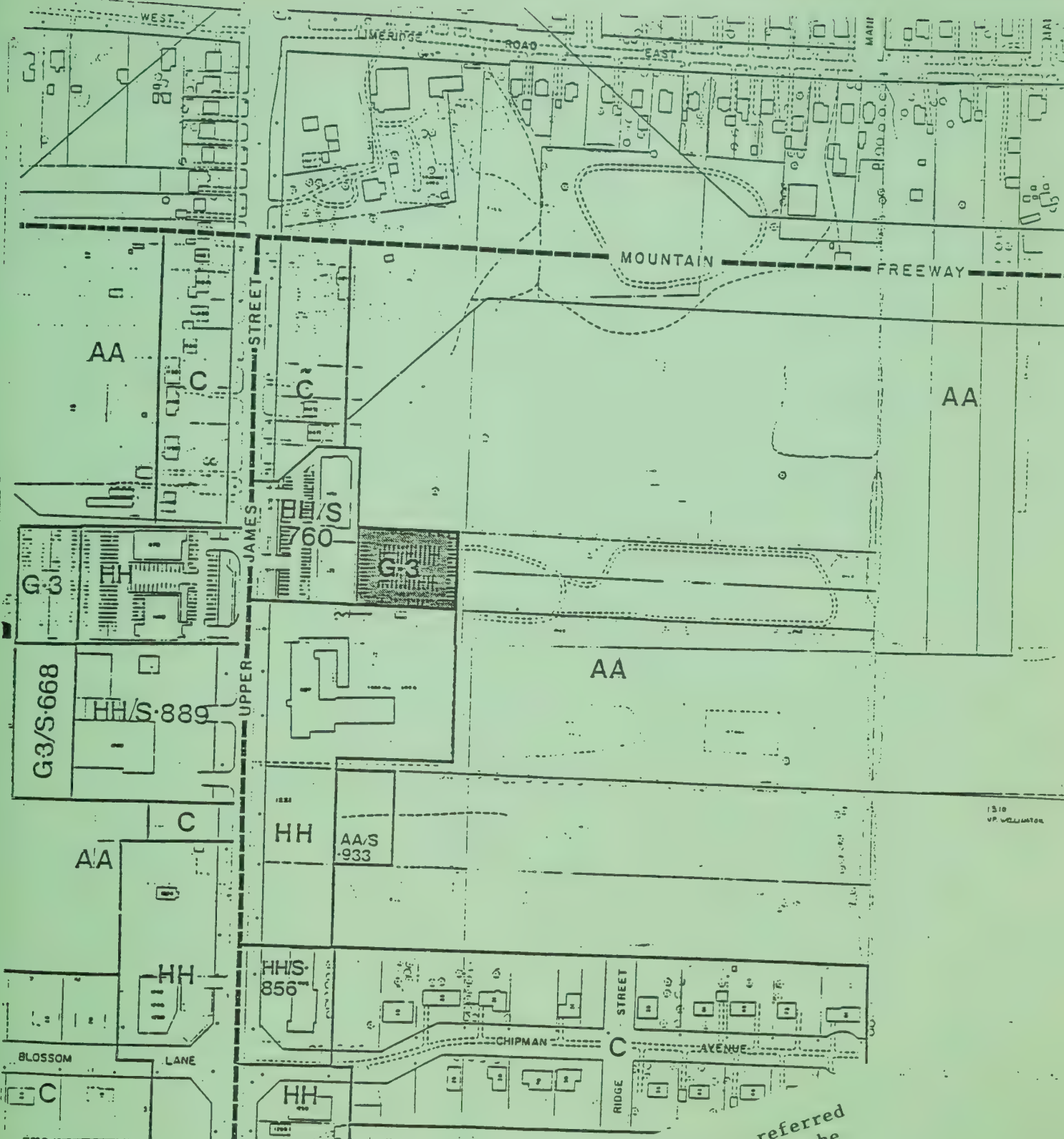
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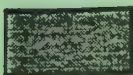
Site of the Application

Appendix "B" as referred
to in Section 15 of the
28th Report for 1989 of
the P & D Committee



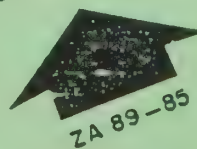


LEGEND

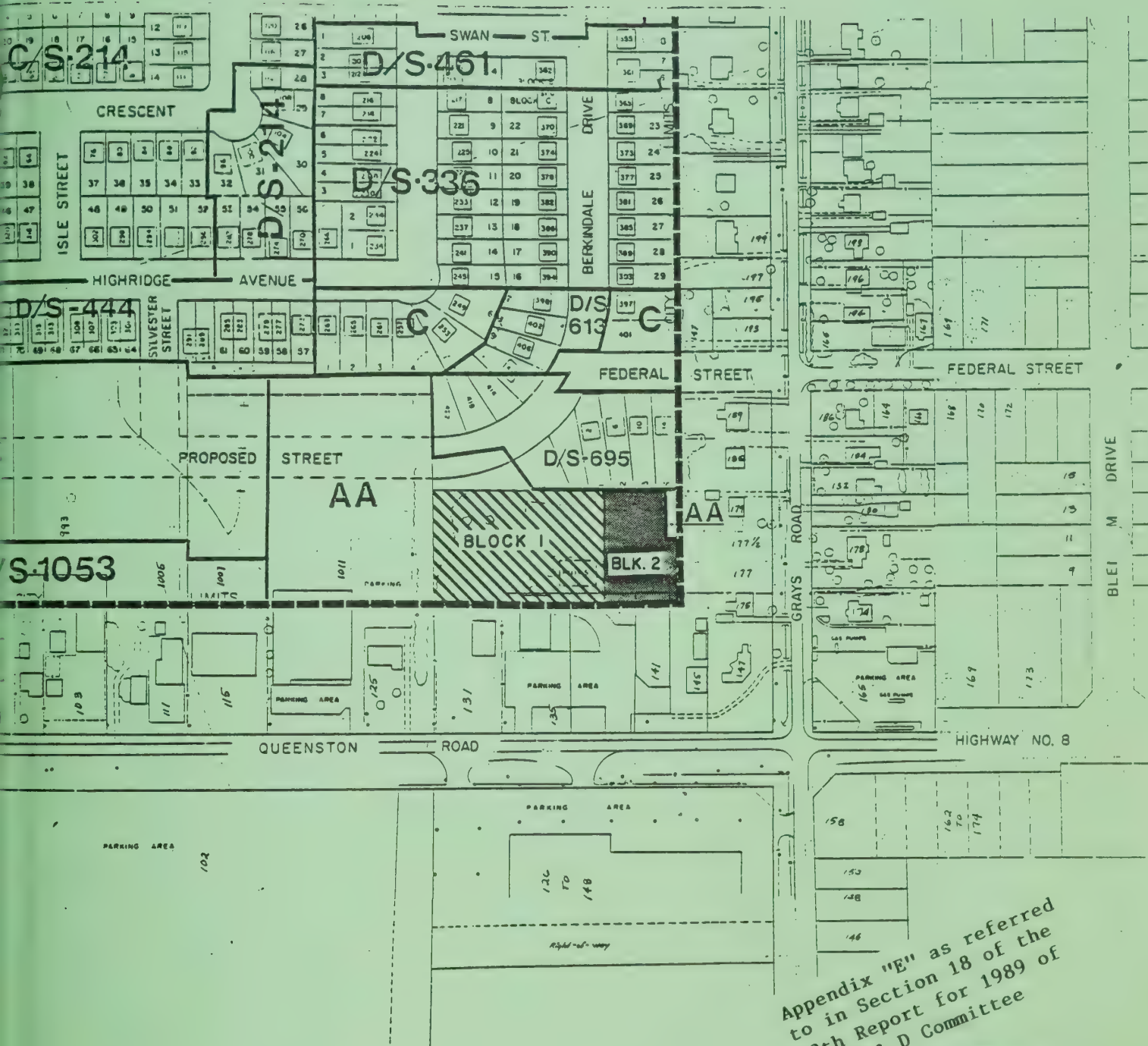


SITE OF THE APPLICATION

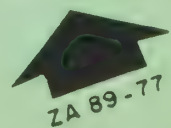
Appendix "C" as referred
to in Section 16 of the
28th Report for 1989 of
the P & D Committee



APPENDIX A



Appendix "E" as referred
to in Section 18 of the
28th Report for 1989 of
the P & D Committee



LEGEND

PROPOSED CHANGE IN ZONING FROM:

BLOCK 1

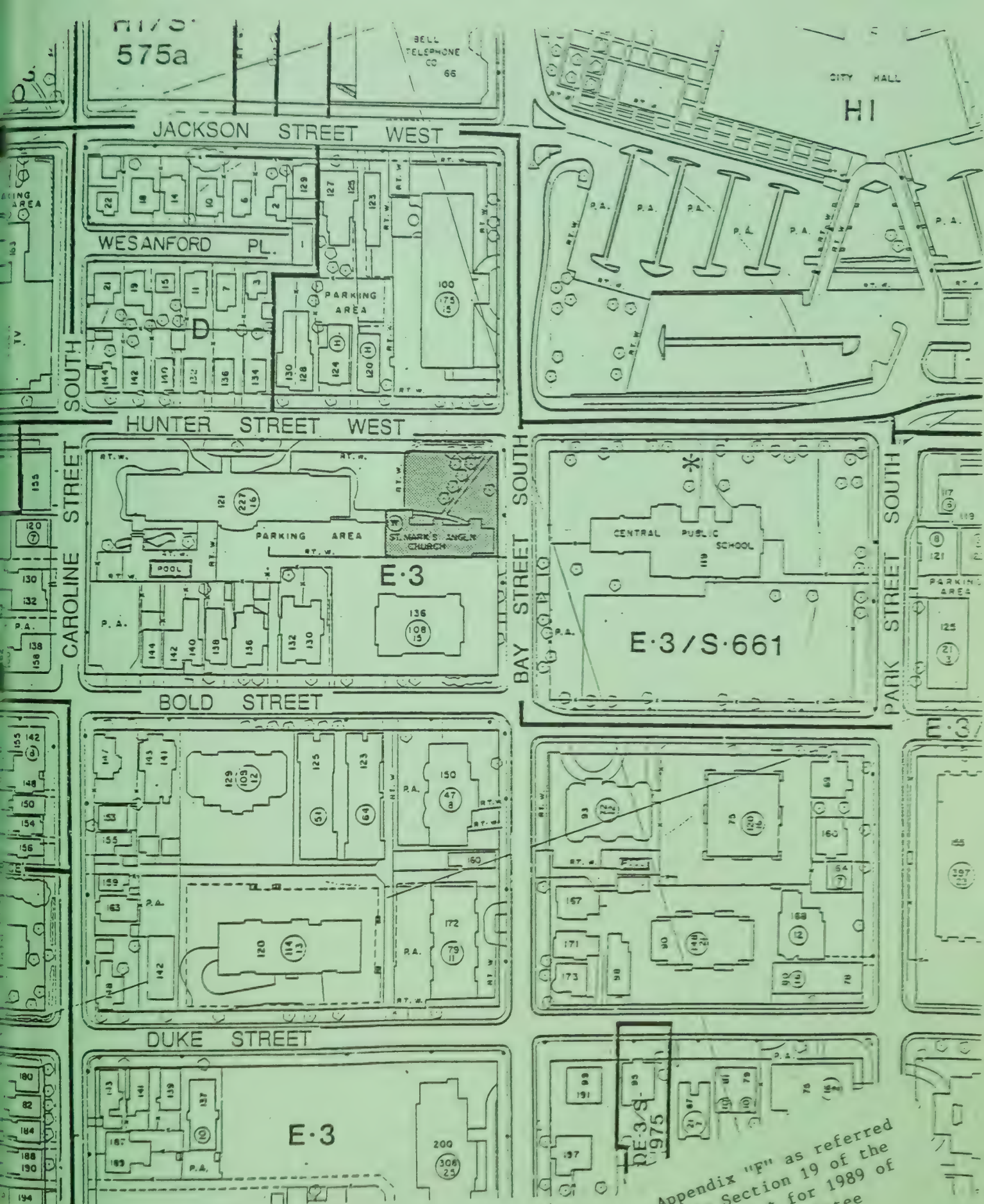


"AA" (AGRICULTURAL) DISTRICT TO "E" (MULTIPLE DWELLINGS, LODGES, CLUBS, ETC.) DISTRICT, MODIFIED.

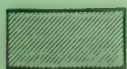
BLOCK 2



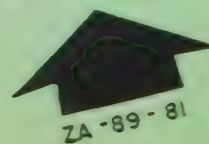
"G-3" (PUBLIC PARKING LOTS) DISTRICT, MODIFIED TO "E" (MULTIPLE DWELLINGS, LODGES, CLUBS, ETC.) DISTRICT, MODIFIED.



Legend



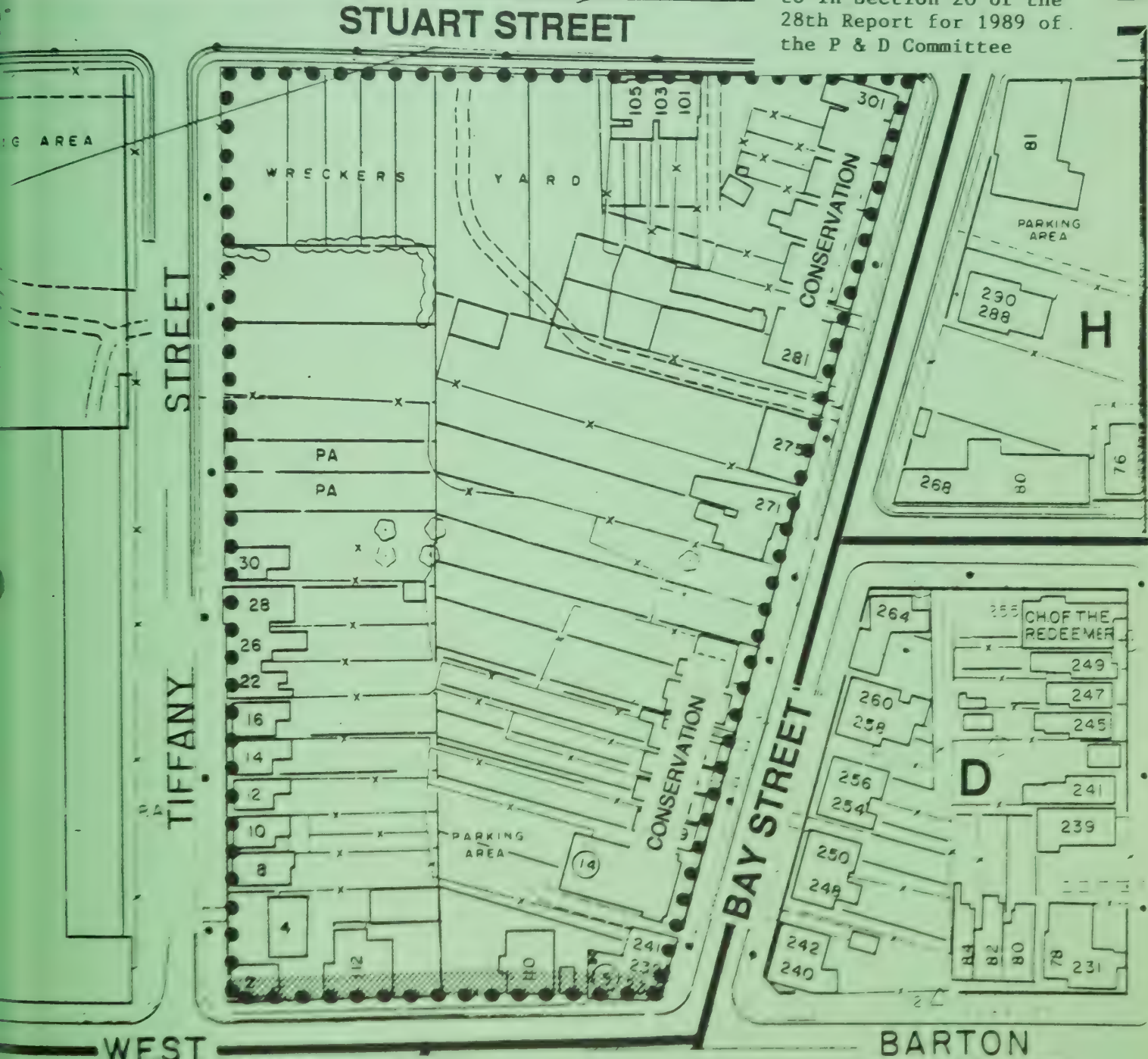
Site of the Application



PROPOSED NEIGHBOURHOOD PLAN AMENDMENT - TIFFANY BLOCK

VORTH

Appendix "G" as referred to in Section 20 of the 28th Report for 1989 of the P & D Committee



LEGEND:

- • • • • Medium density, lower rise apartments

SPECIAL POLICIES

- conservation of streetscape fronting Bay Street
- interior parkette
- lower-rise row building form
- noise attenuation measures (eg. air conditioning) to be determined by noise impact study
- decommissioning of site to the satisfaction of the Ministry of the Environment
- limited commercial on Stuart Street and Tiffany Street frontage

Proposed road widening, subject to design details

MAP 1

SCALE
1":100'

REPORT OF THE LEGISLATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Legislation Committee presents its EIGHTEENTH Report for 1989 and respectfully recommends:

1. (a) That smoking be regulated in workplaces within the City of Hamilton in accordance with the following recommendations:
 - (i) that all employers be required to adopt and implement a workplace smoking policy.
 - (ii) that the workplace smoking policy either,
 - (1) totally prohibit smoking in the workplace,
 - or
 - (2) prohibit smoking in the workplace except in designated rooms.
 - (iii) that designated rooms be fully enclosed and ventilated.
 - (iv) that in new construction after 1991 January 1, designated smoking rooms be ventilated directly to the outside;
 - (v) that reception areas, lobbies, hallways, washrooms and private offices not be designated as smoking rooms;
 - (vi) that industrial mills be designated as smoking rooms, but that areas within the industrial mills not be designated as smoking areas;
 - (vii) that signs be posted indicating where smoking is permitted and prohibited;
 - (viii) that employers who do not comply with these regulations be liable to a charge, and upon conviction to a penalty of up to a maximum of \$2 000. fine;

(ix) that any person who smokes in contravention of a workplace smoking policy be liable to a charge and upon conviction, to a penalty of up to a maximum \$2 000. fine.

(b) That the City Solicitor be directed to prepare the necessary By-law to incorporate the above recommendations and to provide for an implementation date of 1990 March 1.

NOTE: This By-law will not apply to workplaces that are regulated by the Government of Canada and the Province of Ontario.

The City of Hamilton Act 1989, which received Royal Assent on 1989 July 13th, provides the enabling legislation for the City to enact the above-noted Smoking in the Workplace By-law.

2. (a) That the City of Hamilton host a civic reception for the participants of the 91st Highlanders Athletic Association's Hamilton Spectator 1990 Indoor Games at a cost not to exceed \$6 000.; and
- (b) That funding for this event be financed from the 1990 Special Civic Receptions and Delegate Hostings Account No. CH55314 84010.

3. (a) That the City of Hamilton By-law 85-148, with respect to dog licences fees, be amended effective 1990 January 1, to the following schedule:

	Regular	Senior/Disabled - 25% of regular
(i) Unaltered	\$34. (\$32.)	\$8.50 (\$8.)
(ii) Spayed or Neutered	\$16. (\$15.)	\$4. (\$3.75)

NOTE: Current rates are shown in brackets.

- (b) That hereafter, licence fees as noted above, will increase on January 1st of each year, by a percentage of 4% (or rate of inflation), rounded down to the nearest dollar.
4. That the City of Hamilton petition the Provincial Government of Ontario to enact enabling legislation to municipalities for the licencing of cats.

5. That realty and business tax applications processed under Section 496(a) of The Municipal Act in accordance with Bill 59 (Municipal Act Amendment) Chapter 31 Statutes of Ontario, 1988 in the amount of \$28 781.28 be approved and charged to Account CH53307 24104 Tax Remissions.

NOTE: On 1988 June 8, Section 15 of Bill 59 received Royal Assent. This Section provides for the Municipality a means whereby Municipal Councils may approve tax refunds due to clerical errors in the Assessment Roll. The period for application is limited to two years preceding the date of application.

Such applications are only valid and therefore may only be heard and approved by Council providing that certain prior conditions are met; most importantly that all applications must be confirmed and approved by the Regional Assessment Commissioner.

6. That the following resolution, be approved:

WHEREAS, each year, thousands of animals suffer and die slow, painful deaths in laboratory tests of cosmetics and household products, and

WHEREAS, these tests are cruel and are not required by any Provincial or Federal law, and

WHEREAS, safe alternative methods of testing such products do exist; methods that do not involve the use of animals, but do provide reliable results.

THEREFORE BE IT RESOLVED THAT, the City of Hamilton petition the Provincial Government of Ontario to pass into law a Bill prohibiting the use of animals in cosmetics and product testing.

7. That permission be granted to the Hamilton Injured Workers Committee to:

- (a) Hold their annual vigil at City Hall on 1989 December 23 in memory of injured workers.
- (b) Display a wreath on the City Hall balcony for a one-week period between the dates of 1989 December 11 to 1990 January 3 in memory of all injured workers who have tragically lost their lives in the workplace.
- (c) That the one-week time period to display this wreath be determined by the Hamilton Injured Workers Committee.

8. That the new Finance and Administration Committee be requested to review the City's present policy respecting displays on the City Hall balcony to ensure consistency of its use for all organizations.
9. (a) That permission be granted to the World Day of Prayer Committee to use the Council Chambers on Friday, 1990 March 2nd at 12:00 o'clock noon for their Annual World Day of Prayer; and
- (b) That permission also be granted for the use of Room 219 for a reception after the World Day of Prayer Service.
10. That permission be granted to the Transportation Services Committee, on behalf of the D.A.R.T.S.' Board, to use the second floor foyer area outside of the City Clerk's Office, on Thursday, 1989 December 21st, between the hours of 7:00 o'clock p.m. and 9:00 o'clock p.m., for the purpose of holding a public meeting to invite users, the public, and members of Council to discuss and consider alternative means of transportation for D.A.R.T.S. services.
11. That correspondence received from Food Irradiation Alert requesting endorsement of a resolution, as attached herewith and marked Appendix "A", be referred to the Hamilton-Wentworth Regional Council for consideration by its Regional Health Services Committee.
- NOTE: Additional correspondence which accompanied this resolution is available from the Committee Secretary upon request.
12. That City Council conduct only one meeting during the month of 1990 January to be held on Tuesday, 1989 January 30th.
13. That leave be granted to introduce the following Bill:
- | | |
|---------------|---|
| (a) Bill E-11 | A By-law respecting Smoking in the Workplace |
| (b) Bill E-12 | A By-law to Amend By-law No. 85-148 respecting Dog Licence Fees |
| (c) Bill E-13 | A By-law to Amend Market By-law No. 81-180 respecting Fees |

Respectfully Submitted,

ALDERMAN V. J. AGRO, CHAIRMAN
LEGISLATION COMMITTEE

Susan K. Reeder
Acting Secretary
1989 December 4th

DECLARATION OF OPPOSITION TO
RADIATION EXPOSED FOOD

I, Lila Parker Oppose Radiation Exposed Food.

I oppose subjecting fresh vegetables, fruits, herbs, spices, grains, poultry, meat, seafood, flavourings, or consumable foods of any origin to treatment by radiation of any type for any reason whatsoever.

I hereby exercise my right to know if I'm being required to consume radiation exposed foods of any kind in any quantity as a form of government, food industry, and/or private market research testing without my knowledge and/or consent.

I exercise my right to be advised if I'm being forced to purchase radiation exposed foods, either by the box, bag, package or individual item without my knowledge and/or consent.

I exercise my right to be warned of any and all radiation exposed ingredients contained in frozen, canned, and/or boxed pre-packaged foods prior to my purchase and eventual consumption of those foods.

I hereby hold the municipal, provincial and federal governments, food industry and grocery stores responsible for any disease or affliction (allergy or otherwise) which might result, now or in the future, from being forced to consume radiation exposed foods without my knowledge or consent. I hereby declare the foregoing as my Constitutional Rights to Health Protection.

PLEASE PRINT OR TYPE IN BLUE OR BLACK INK:

NAME Lila Parker

ADDRESS 5267 Carson Street PHONE 432-1787

CITY Burnaby, BC POSTAL CODE V5J 2Z3

PLEASE LIST PRIMARY PLACE YOU SHOP FOR FOOD
SUPERMARKET * GROCERY * DELICATESSEN

NAME OF SUPERMARKET Safeway

ADDRESS Royal Oak & Kingsway

CITY Burnaby POSTAL CODE V5H 2G1

PLEASE READ AND RESPOND TODAY

This is a vital ongoing consumer action. Your signature will be part of a presentation before the Government of Canada declaring opposition to exposing the national food supply to radiation. Regional organizations are joining us to keep radiation exposed food out of the Canadian marketplace.

ONE PERSON CAN MAKE A DIFFERENCE. WE WILL STOP --
WE WILL!

Please copy and pass on. Mail to FOOD
#11 3856 Sunset Street, Burnaby, B.C. V5G

Appendix "A" as referred
to in Section 11 of the
18th Report for 1989 of
the Legislation Committee

REPORT OF THE PERSONNEL COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Personnel Committee presents its EIGHTEENTH Report for 1989 and respectfully recommends:

1. (a) That Ross and McBride, Barristers and Solicitors, be paid the sum of \$8 587.44, in payment of their account rendered for the month of 1989 September.
- (b) That Ross and McBride, Barristers and Solicitors, be paid the sum of \$10 210.48 in payment of their account rendered for the month of 1989 October.
2. That the salary re-classification and title change for the following position in the Public Works Department, Central Garage be approved:

<u>Position Title</u>	<u>Function</u>	<u>Grade</u>	<u>Salary Range</u>
Vehicle Acquisitions Officer	Specify & receive new replacement vehicles and equipment; arrange for disposal of replaced vehicles and equipment; oversee garage parts inventory and new equipment warranties.	L	\$36,989.16 - \$43,557.28

NOTE: The financial requirements of this position will be met through the Department's current operating budget.

On 1988, July 26 City Council approved the re-classification and title change of the existing Fleet Superintendent position. This position will act as a resource person and provide sound knowledge of vehicle and equipment acquisition.

3. That the salary classifications for the following non-union positions in the Culture and Recreation Department be approved in accordance with Section 4 of the Seventeenth Report of the Co-ordinating Committee adopted by City Council on 1989 September 26:

<u>POSITION TITLE</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>SALARY</u>
Manager, Cultural Services	To manage the Cultural Section by providing heritage, multi-cultural and arts services.	H	\$49,664.68 - \$58,536.92
Manager, Recreation Services	To manage the recreation section by providing recreational programs and services	G	\$52,890.76- \$62,339.68
Curatorial Assts	To provide support to the Curators and assist with the day-to-day operation of the Museums.	O	\$28,922.92- \$33,992.92
Program Co-ordinator	To co-ordinate and facilitate the planning operations and appraisal of special needs and seasonal programs.	K	\$40,330.68- \$47,474.96
Events Co-ordinator	To co-ordinate the planning operations of recreational events.	K	\$40,330.68- \$47,474.96
Manager of Planning Services	To manage the planning section through long and short term goals and fiscal requirements.	H	\$49,664.68- \$58,536.92
Facilities Co-ordinator (2)	To co-ordinate programs and services of ten recreational sites and various community groups.	I	\$47,820.76- \$56,347.72
Heritage Co-ordinator		To be established	
Development Co-ordinator		To be established	
Project Co-ordinator		To be established	

NOTE: These new and reclassified positions are to be kept within the present personnel allocation of the Department and any subsequent positions arising out of this reorganization will be subject to future budgetary approval.

At its meeting of 1989 August 22, the Parks and Recreation Committee approved the reorganization of the Culture and Recreation Department into three sections, namely, Culture, Recreation and Planning. This reorganization was based upon a consultant's report and a study conducted by the Human Resources Centre.

The item was referred to and adopted by City Council on 1989 September 26.

4. (a) That effective 1990 January 1, the entry pay grades for Solicitors joining the City Solicitor's Department be determined by the number of years since called to the bar.
- (b) That these pay grades (described below) form the salary progression range for those solicitors.
- (c) That the salary progression range be a percentage of the first step of the "F" grade to the nearest step in an existing pay range.

Entry Rate:

<u>Years Called</u>	<u>% of F1</u>	<u>New Grade/step</u>	<u>1990 Jan 1 Salary</u>
Just called	75	K3	\$45,757.92
At 1 year	80	J1	\$47,805.68
at 2 years	85	H1	\$51,899.64
at 3 years	90	H2	\$54,066.48
at 4 years	95	G1	\$56,270.80
at 5 years or more	100	F1	\$59,967.44

- (d) and that after reaching the first step of the "F" range, Solicitors will progress through that range as follows (1990 January 1 rates):

F2	\$62,375.04
F3	\$65,024.44
F4	\$67,794.48
F5	\$70,564.00

NOTE: At 1990 January 1, the cost of the change in salary structure will be approximately \$49,200.00.

The Personnel Committee at its 1989 May 24 meeting requested that the Commissioner of Human Resources review the salary classifications of Solicitors in the City Solicitor's Department. This report recommends a method of structuring the salary grades for the solicitors.

The present salary ranges for the Solicitors are based solely on job content. As a Solicitor's tenure with the Corporation increases, he or she is assigned progressively more numerous and complex assignments. Under the job evaluation system, change in the nature and number of duties requires a re-evaluation of the job content in order to assign a new pay grade. Frequent reclassification is a cumbersome way to capture this increased responsibility and complexity. It is more appropriate to establish pay scale based on number of years since called to the bar, as is done in the private sector and in the Regional Legal Services Department.

5. That the Appointments to and Terminations from Permanent positions with the Corporation of the City of Hamilton to 1989 November 21, attached herewith and marked Appendix "A", be approved.
6. That the salary classification for the following new position in the Public Works Department be approved:

<u>POSITION</u>	<u>FUNCTION</u>	<u>GRADE</u>	<u>SALARY RANGE</u>
Manager of Administration	Manages the planning and administration of the Public Works Depart- ment by developing Departmental standards and policies and by controlling both the capital and current budgets.	H	\$49,664.68- \$58,536.92

NOTE: The financial requirements of this position will be met through the Department's current operating budget.

On 1989 March 23, City Council approved this new position within the Department's 1989 budget.

RESPECTFULLY SUBMITTED,

Alderman B. Hinkley, Chairman,
Personnel Committee

Susan K. Reeder
Secretary
1989 December 6th

SKR/dg
att.

APPENDIX "A" AS REFERRED
TO IN SECTION 5 OF THE 18TH
REPORT FOR 1989 OF THE
PERSONNEL COMMITTEE

THE CORPORATION OF THE CITY OF HAMILTON
APPOINTMENTS TO PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON HIRED</u>	<u>SALARY SCHEDULE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>
Mr. Daniel C. Murphy	Labourer/Truck Driver (D-7)	Public Works	Replacing Mr. W. Morden transferred	\$27,202.24 to \$27,618.24	\$27,202.24 per annum	30/10/89

THE CORPORATION OF THE CITY OF HAMILTON
TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. Kenneth W. Black	Firefighter	Fire	Retired	35 years, 8 months	01/12/89
Mr. Robert L. Culliton	Storeskeeper	Fire	Retired	33 years, 2 months	01/12/89
Mr. James Cummings	Firefighter	Fire	Retired	35 years, 6 months	24/11/89
Ms. Joyce Evans	Senior Accounting Clerk	H.E.C.F.I.	Resigned	1 year, 4 months	17/11/89
Mr. Steven J. Farkas	Firefighter	Fire	Retired	30 years, 6 months	30/11/89
Mr. William S. Hart	Lieutenant	Fire	Retired	34 years, 8 months	30/11/89
Mr. William Lawton	Firefighter	Fire	Retired	31 years, 1 month	01/12/89
Mr. George Linton	Firefighter	Fire	Retired	35 years, 4 months	26/11/89
Mr. Frederick G. Morse	Firefighter	Fire	Retired	35 years, 4 months	01/12/89
Mr. Ronald F. Nordoff	Firefighter	Fire	Retired	32 years, 7 months	01/29/89
Mr. Ronald P. Reid	Firefighter	Fire	Retired	33 years, 3 months	01/12/89
Mr. Leonard G. Saltmarsh	Fire Chief	Fire	Retired	43 years, 4 months	30/11/89
Mr. Harold J. Schatz	Firefighter	Fire	Retired	35 years, 4 months	30/11/89
Ms. Audell M. Schimmel	Director	Culture & Recreation	Retired	40 years, 9 months	31/12/89
Mr. Leonard Spencer	Firefighter	Fire	Retired	33 years, 1 month	29/11/89

Prepared 21/11/89

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

<u>NAME</u>	<u>CLASSIFICATION</u>	<u>DEPARTMENT</u>	<u>REASON</u>	<u>LENGTH OF SERVICE</u>	<u>EFFECTIVE DATE</u>
Mr. John Stasiuk	Lieutenant	Fire	Retired	34 years, 5 months	01/12/89
Mr. Louis E. Stevens	Platoon Chief	Fire	Retired	38 years	01/12/89
Mr. Stanley O. Sutton	Firefighter	Fire	Retired	34 years, 5 months	01/12/89
Mr. Edward M. Zelinski	Firefighter	Fire	Retired	30 years, 8 months	01/12/89

Prepared 21/11/89

REPORT OF THE FINANCE COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance Committee presents its TWENTIETH Report for 1989 and respectfully recommends:

1. (a) That the report by The Coopers & Lybrand Consulting Group, Management Consultants, dated 1989 December 1, entitled "Capital Charges Study" be approved by City Council effective 1990 January 1.
- (b) That pursuant to the provisions of the Development Charges Act, 1989 a full public meeting be held by all interested parties early in January 1990.
- (c) That, effective 1990 January 1, the Building Commissioner be authorized and directed to collect the recommended development charges prior to the passage and approval of a development charge by-law and that these charges to be held in escrow pending approval of the by-law.
- (d) That the City Solicitor be requested to examine the legal ramifications of imposing the new development charges prior to the by-law coming into force or collecting the new development charges retroactively once the by-law comes into force.
- (e) That any interested party intending to comment to City Council on the Coopers & Lybrand Report be assessed \$25. per report.

NOTE: Copies of this report have already been distributed to all Members of City Council.

THE CO-ORDINATING COMMITTEE RECOMMENDS THAT SECTION 1 BE WITHDRAWN AND REPLACED WITH THE FOLLOWING:

1. (a) THAT THE REPORT BY THE COOPERS AND & LYBRAND CONSULTING GROUP, MANAGEMENT CONSULTANTS, DATED 1989 DECEMBER 1, ENTITLED "CAPITAL CHARGES STUDY", BE APPROVED.
- (b) THAT PURSUANT TO THE PROVISIONS OF THE DEVELOPMENT CHARGES ACT, 1989 A FULL PUBLIC MEETING BE HELD BY ALL INTERESTED PARTIES EARLY IN JANUARY 1990.
- (c) THAT THE CITY SOLICITOR BE REQUESTED TO EXAMINE THE LEGAL RAMIFICATIONS OF IMPOSING THE NEW DEVELOPMENT CHARGES IN ACCORDANCE WITH THE DEVELOPMENT CHARGES ACT, 1989 AND AS OUTLINED IN THE COOPERS & LYBRAND REPORT.
- (d) THAT ANY INTEREST PARTY INTENDING TO COMMENT TO CITY COUNCIL ON THE COOPERS & LYBRAND REPORT BE ASSESSED \$25. PER REPORT.

THAT EVERY EFFORT BE MADE TO HAVE THE PUBLIC MEETING REFERRED TO IN SUB-SECTION (b), AS SOON AS IS PRACTICAL.

2. That all purchase orders previously approved by City Council be increased by the 1.5% Federal Sales tax.

NOTE: The City has recently received invoices for several vehicles which were ordered prior to the Federal Sales tax increase effective 1989 June 1, but delivered in the past few weeks. The new tax is applicable as of delivery date. Rather than refer to each order, the Finance Committee is requesting a blanket approval.

3. That the Chief Administrative Officer and the Treasurer be authorized to approve current budget transfers and overdrafts for the balance of December following the 1989 December 12 City Council meeting, provided that a list of all such transactions is compiled for the approval of the appropriate Standing Committee and/or City Council in early 1990.
4. That the estimated cost of \$500. for the balance of 1989 of assigning a school crossing guard to the intersection of Southbend Road and Upper Wellington Street, as approved by City Council 1989 November 28, be financed from within the School Crossing Guard budget on an overdraft basis if necessary.
5.
 - (a) That the temporary Data Entry Clerk and Account Control Clerk positions in the Accounting Division of the Treasury Department be established as permanent positions to conform to union regulations.
 - (b) That the City Treasurer and the Commissioner of Human Resources be authorized to take appropriate steps to establish and fill the positions.
6.
 - (a) That the Information Systems Department, in conjunction with and with the concurrence of the Purchasing Division, lease Facsimile equipment for use in their City Hall location and in the Regional location in the Ellen Fairclough Building, and
 - (b) That a 1989 base transfer of \$3 110. from Information Systems Account No. CH56605 26020 to Purchasing Account No. CH56639 28001 be made to finance the lease costs.

7. (a) That the Treasury Department be authorized to purchase a microfiche reader/printer at an estimated cost of \$3 100.
- (b) That the cost of this equipment be financed by savings in the Information Systems Department accounts.
8. (a) That a grant in the total amount of \$50 000. be made to the 91st Highlanders Athletic Association to be used to assist in defraying expenses to be incurred in staging the 1990 Hamilton Spectator Indoor Games to be held at Copps Coliseum 1990 January 12 and January 13 subject to the following:
- (i) That the applicant complete the prescribed grant application form immediately.
- (ii) That the applicant provide the City with an audited financial statement detailing the disbursement of these funds.
- (b) That this grant be financed from the 1990 Grant Budget allocation.
- (c) That Section 2 of the Eighteenth Report of the Legislation Committee recommending that the City of Hamilton host a civic reception for the participants of the Hamilton Spectator Indoor Games at a cost not to exceed \$6 000., be withdrawn.
- (d) That the HECFI Management/Executive Committee be requested to rescind their recommendation to provide subsidization from the HECFI Special Events Subsidy Fund up to a maximum of \$19 500.
9. That the total cost of \$1 401.25 to place a quarter-page notice in the Hamilton Spectator requesting the voluntary co-operation of the Citizens of Hamilton in boycotting the effect of pesticides on workers and consumers of Californian and Chilean grapes be financed within the present budget of the Mayor's Race Relations Committee.

NOTE: At its meeting held 1989 November 28, City Council, on the recommendation of the Mayor's Race Relations Committee approved the declaration of a suitable week in 1989 December as "Grape Boycott Week" and that the Mayor's Race Relations Committee determine the size and cost of an advertisement and refer to the Finance Committee to determine the method of financing.

10. That leave be granted to introduce the following Bill:

Bill G-15 A By-law to Amend By-law Nos. 89-138 and 89-139
respecting Rates of Taxation for Municipal and
Regional Purposes for the Year 1989

Respectfully Submitted,

ALDERMAN Wm. M. McCULLOCH, CHAIRMAN
FINANCE COMMITTEE

John Thompson, Secretary
1989 December 5

mjlw

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its EIGHTH Report for 1989 and respectfully recommends:

1. That the Second Hand Licence application of John Zabinski, 116 Sanford Avenue North, Hamilton, be denied.

NOTE: For the information of Members of City Council, the City of Hamilton Licensing Committee, at its meeting held 1989 November 22 recommended that the licence application be denied on the grounds of the applicant's extensive criminal record. (Further information can be obtained from the Secretary

RESPECTFULLY SUBMITTED

ALDERMAN D. CHRISTOPHERSON
CHAIRMAN
LICENSING COMMITTEE

Stella Glover
Secretary

1989 November 22

/jc

BY-LAW NO. 89 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12th DAY OF DECEMBER A.D., 1989.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1989

CITY CLERK

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO ESTABLISH AN ALLEY WEST OF WELLINGTON STREET
DESIGNATED AS PARTS 1 AND 2, PLAN 62R-10690

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to establish an alleyway west of Wellington Street by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public alleyway west of Wellington Street.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public alleyway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 14 R.T.E.C. 15, August 29

SCHEDULE 'A'

Part of an Alley, lying between Lots 148, 152 and Lots 153 to 157, west of Wellington Street, Registered Plan 287, designated as Parts 1 and 2 on Plan 62R-10690.

City of Hamilton

Regional Municipality of Hamilton-Wentworth.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE RESERVE "A", PLAN 970
INTO CHRISTOPHER DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Christopher Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Christopher Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.T.E.C. 12(d), October 31

SCHEDULE 'A'

All of Reserve "A", according to Registered Plan Number 970
City of Hamilton
Regional Municipality of Hamilton-Wentworth.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE PART 4, PLAN 62R-10444
INTO CHESTER AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Chester Avenue by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Chester Avenue.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.T.E.C. 12(f), October 31

SCHEDULE 'A'

Part of Lot 16, Concession 7, in the former Township of Barton
City of Hamilton

Regional Municipality of Hamilton-Wentworth
designated as Part 4, Plan 62R-10444.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE BLOCK 24, PLAN 62M-409
INTO BENEMAR COURT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Benemar Court by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Benemar Court.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.T.E.C. 12(h), October 31

SCHEDULE 'A'

Part of Parcel Reserves -1, Section 62M-409

Being all of Block 24, Plan 62M-409

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE BLOCK 18, PLAN 62M-382
INTO CHARING DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Charing Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Charing Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.T.E.C. 12(g), October 31

SCHEDULE 'A'

Part of Parcel Reserves -1, Section 62M-382

Being all of Block 18, Plan 62M-382

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE BLOCK 116, PLAN 62M-528
AND BLOCK 23, PLAN 62M-409 INTO RUSHDALE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Rushdale Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Rushdale Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.T.E.C. 12(e) and (i), October 31

SCHEDULE 'A'

FIRSTLY:

Part of Parcel Reserves -1, Section 62M-528

Being all of Block 116, Plan 62M-528

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

SECONDLY:

Part of Parcel Reserves -1, Section 62M-409

Being all of Block 23, Plan 62M-409

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE RESERVE 'B', PLAN 970
INTO ALDERSON DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Alderson Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Alderson Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.T.E.C. 12(c), October 31

SCHEDULE 'A'

All of Reserve "B", according to Registered Plan Number 970

City of Hamilton

Regional Municipality of Hamilton-Wentworth.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO CLOSE AND RETAIN A PORTION OF AUGUSTA STREET
DESIGNATED AS PARTS 1 AND 2 ON PLAN 62R-10660

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 to stop-up any highway or part of a highway;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 16 of the 14th Report of the Transport & Environment Committee on August 29, 1988, directed that that portion of the highway known as Augusta Street, more particularly described in Schedule "A" attached hereto, be stopped-up, closed and retained.

AND WHEREAS Notice of this By-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport & Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That portion of the highway described in Schedule "A" attached hereto and forming part of this by-law is hereby stopped-up.
2. This by-law shall come into force and effect on the date of registration in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this day of A.D. 1988

City Clerk

Mayor

(1988) 14 R.T.E.C. 16, August 29

SCHEDULE 'A'

Part of Augusta Street, lying between Walnut Street and
Ferguson Avenue, Registered Plan 48, designated as Parts 1 and 2
on Plan 62R-10660.

City of Hamilton

Regional Municipality of Hamilton-Wentworth.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE BLOCK 111, PLAN 62M-583
INTO ASHCROFT DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Ashcroft Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Ashcroft Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 4 R.T.E.C. 15(f)(i), February 14

SCHEDULE 'A'

Part of Parcel Reserves -1, Section 62M-583

Being all of Block 111, Plan 62M-583

City of Hamilton

Regional Municipality of Hamilton-Wentworth

being part of the Parcel.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE RESERVE 'A', PLAN 878
INTO MALTON DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Malton Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Malton Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 17 R.T.E.C. 12(a), October 31

SCHEDULE 'A'

All of Reserve "A", according to Registered Plan Number 878

City of Hamilton

Regional Municipality of Hamilton-Wentworth.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO INCORPORATE PARTS 1 AND 3, PLAN 62R-10608,
PART 12, PLAN 62R-9500 AND BLOCK 112, PLAN 62M-583
INTO REXFORD DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to alter a portion of the highway known as Rexford Drive by incorporating within its limits the lands described in Schedule "A" hereto;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as a public highway to form part of Rexford Drive.
2. Schedule "A" attached hereto is included in and forms part of this By-law.
3. The Commissioner of Regional Engineering or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 4 R.T.E.C. 15(f)(ii)(iii)(iv), February 14

SCHEDULE 'A'

FIRSTLY:

Parts of Lot 8, Concession 7, in the former geographic Township of Barton

City of Hamilton

Regional Municipality of Hamilton-Wentworth
designated as Part 12 on Plan 62R-9500 and
Part 3 on Plan 62R-10608.

SECONDLY:

Part of parcel Reserves -1, Section 62M-603

Being part of Block 84, Plan 62M-603

City of Hamilton

Regional Municipality of Hamilton-Wentworth
designated as Part 1 on Plan 62R-10608
being part of the Parcel.

THIRDLY:

Part of Parcel Reserves -1, Section 62M-583

Being all of Block 112, Plan 62M-583

City of Hamilton

Regional Municipality of Hamilton-Wentworth
being part of the Parcel.

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 10 (Stops at Intersections) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following items, namely:-

"Queen Victoria	Northbound and Southbound	Queensbury
Douglas	Southbound	Shaw
Karen	Westbound	San Antonio
San Antonio	Northbound	San Pedro
Karen	Northbound	San Pedro".

2. Schedule 11 (Yield Right-of-Way Signs) is hereby amended by deleting therefrom the following item, namely:-

"San Antonio	Northbound	San Pedro".
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3. Schedule 28 (Taxi Stands) is hereby amended by adding thereto the following item, namely:-

"Rebecca	North	42 ft.	163 ft. west of Catharine".
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4. Schedule 29 (No Stopping Areas) is hereby amended by adding thereto the following items, namely:-

"Dalewood	East	Sterling to 96 feet north	Anytime
Seventh	South	Upper Gage to 590 feet west	Anytime
Greenhill	South	Quigley to T.H.&B. railway tracks	7 a.m.-9 a.m. 4 p.m.-6 p.m. Mon-Fri".

5. Schedule 31 (School Bus Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Laurier	South	40 feet	commencing at a point 98 feet east of Columbia	7:00am - 6:00pm Mon - Sat".
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and by deleting therefrom the following item, namely:-

"Laurier	South	42 feet	commencing at a point 234 feet east of Columbia	7:00am-6:00pm Mon - Sat".
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PASSED THIS DAY OF , A.D. 198

CITY CLERK

MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 14 (One Way Alleys) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"1st alley north of Barton Easterly Westerly end to Wellington".

PASSED THIS

DAY OF

, A.D. 198 .

CITY CLERK

MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 25A (Parking Time Limits) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended:

(a) by adding to Section 5 (One Hour Limit) the following item, namely:-

"East 31st Both Munn to Queensdale".

(b) by adding to Section 26 (One Hour Limit) the following item, namely:-

"Strathcona Both Tom to York".

2. Schedule 25B (Parking Time Limits) is hereby amended by adding to Section 4 (One Hour Limit) the following item, namely:-

"Belview West Cannon to north end".

3. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Barlake	North	commencing at a point 41 feet east of the east curb line of Violet to a point 40 feet easterly therefrom
Anna Capri	North	Upper Gage to Rita
Greenhill	South	Rosseau to Quigley
Greenhill	North	End to End
Greenhill	South and East	T.H.&B. tracks to King".

and by deleting therefrom the following items, namely:-

"Homewood	North	Kent to 85 ft. west
Greenhill	South	Ambrose to Hildegard
Greenhill	Both	Rosseau to easterly end".

4. Schedule 34 (Sticker Permit Parking) is hereby amended by adding thereto the following item, namely:-

"Hughson	West	commencing at a point 104 feet south of Murray and extending to a point 20 feet southerly therefrom	Anytime".
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PASSED THIS DAY OF , A.D. 198 .

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 132 STONE CHURCH ROAD WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "B-1" (Suburban Agriculture and Residential, etc.) District modified, to "C" (Urban Protected Residential, etc.) District, the land comprised in Blocks 1 and 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands referred to in section 1 as Block 1, are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 9.(4) of By-law No. 6593, a minimum lot width of not less than 10.97 m and an area of at least 360.0 m² shall be provided and maintained.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1130.

5. Sheet No. W-9C of the District Maps is amended by marking the lands referred to as Block 1 in section 1 of this by-law, S-1130.

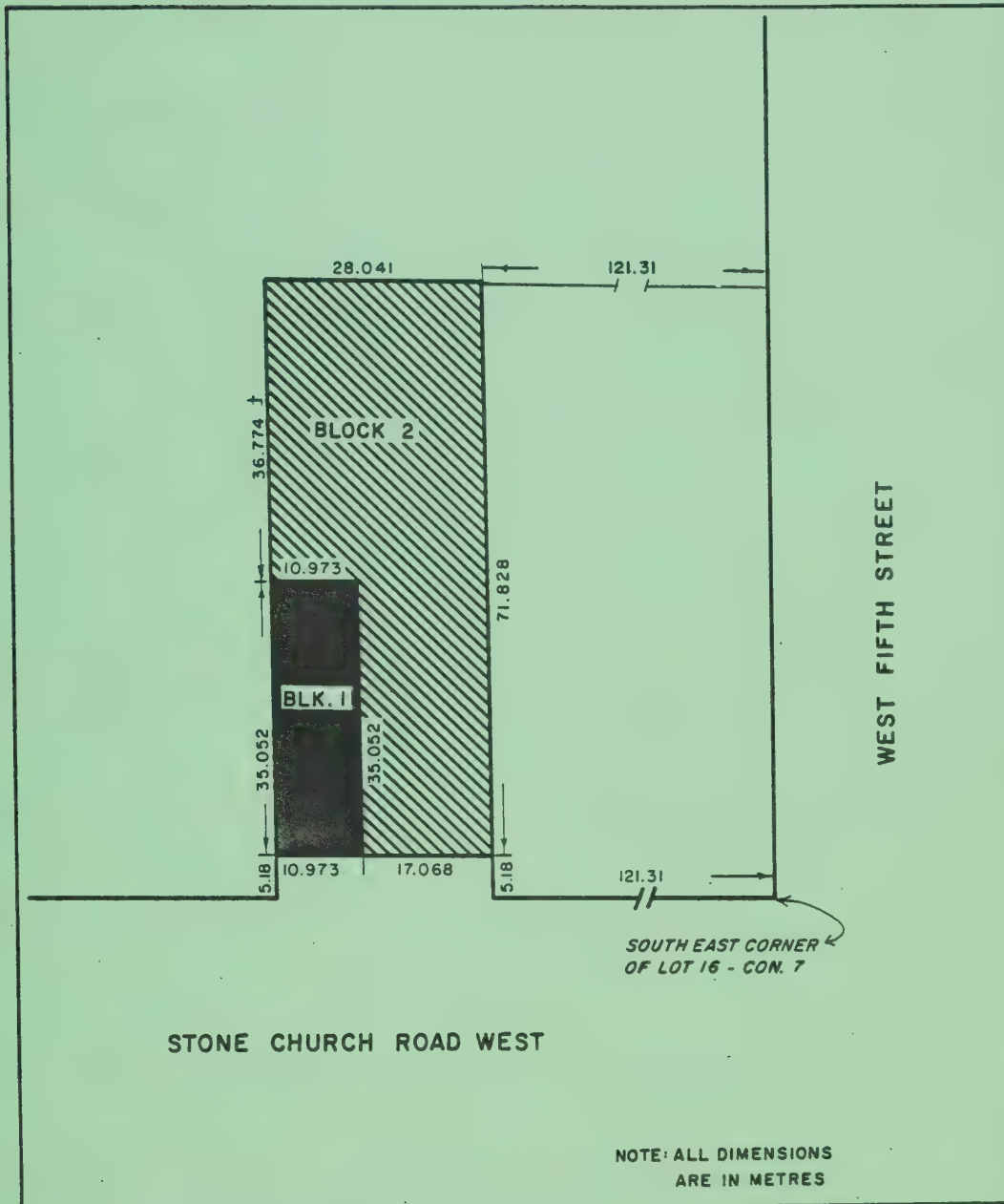
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 16 R.P.D.C. 16, June 27
William Schinkel, Owner
ZA-89-33



THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF
BY-LAW NO. 89-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

CHANGE IN ZONING FROM "B-1" (SUB-
URBAN AGRICULTURE AND RESIDENTIAL,
ETC.) DISTRICT, MODIFIED TO:

BLOCK 1



"C" (URBAN PROTECTED RESIDENTIAL,
ETC.) DISTRICT, MODIFIED.

BLOCK 2



"C" (URBAN PROTECTED RESIDENTIAL,
ETC.) DISTRICT.

North



Scale

NOT TO SCALE

Reference File No.

ZA 89-33

Date

JUNE 21, 1989

Drawn By

Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF
MUNICIPAL NO. 1066 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W9A of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "G-3" (Public Parking Lots) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "G-3" (Public Parking Lots) District provisions applicable to the lands referred to in section 1 are amended to the extent only of the following special requirement that,

(a) notwithstanding Sections 18A.(11)(a) and (12)(a) of By-law No. 6593, a landscaped planting strip not less than 3.0 m in width shall be provided and maintained along the northerly side lot line adjoining the residential district boundary.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1103.

5. Sheet No. W9A of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1103.

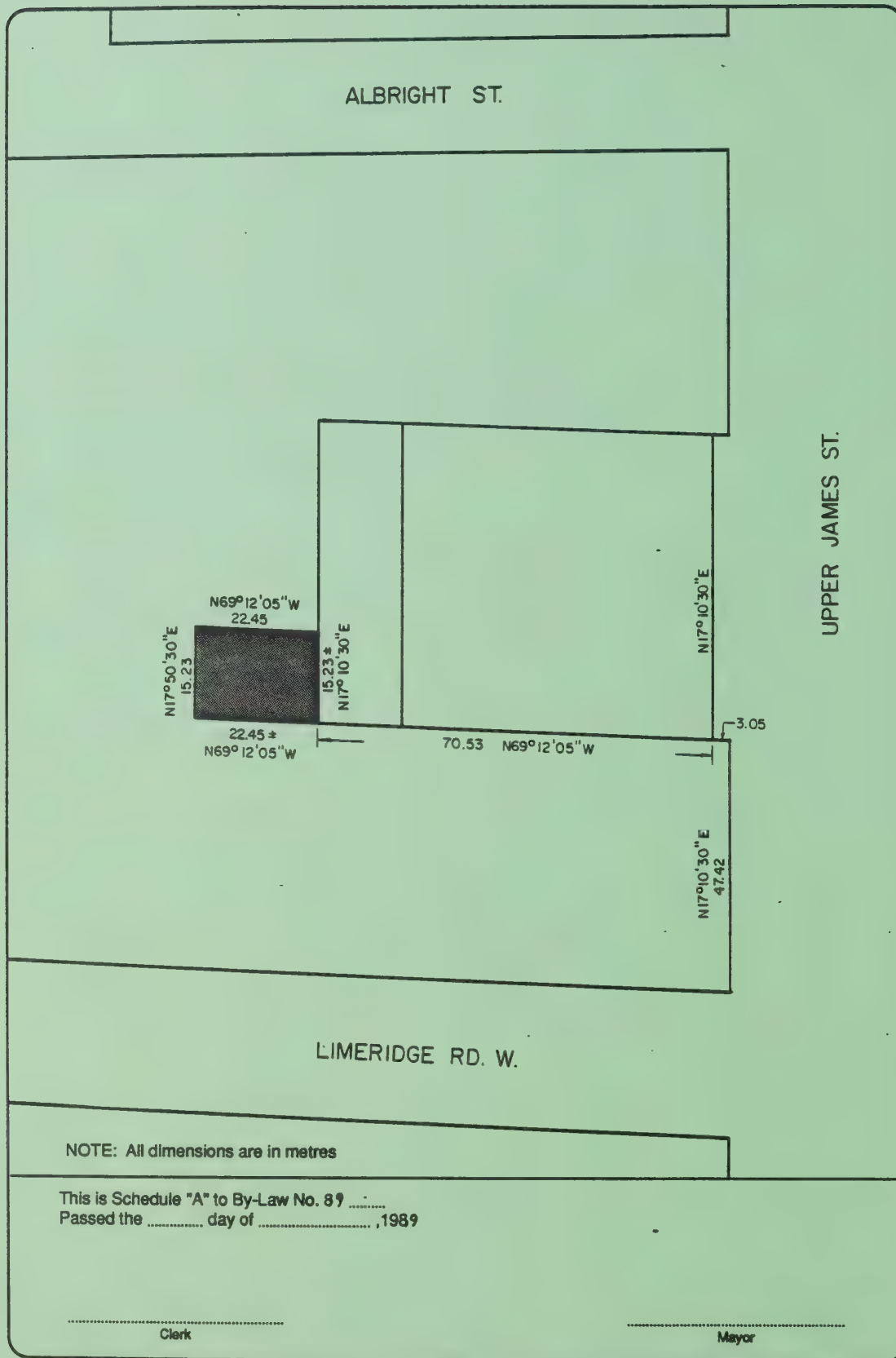
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1988) 23 R.P.D.C. 10(a), November 29
Red Lobster Canada, Lessee
ZA-88-82



City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA"(AGRICUL-
TURAL) DISTRICT TO "G-3"(PUBLIC PARKING
LOTS) DISTRICT.

North



Scale
NOT TO SCALE

Date
NOV., 1988

Reference File No.
ZA-88-82

Drawn By
G.G.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 340 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-18A and E-18B of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

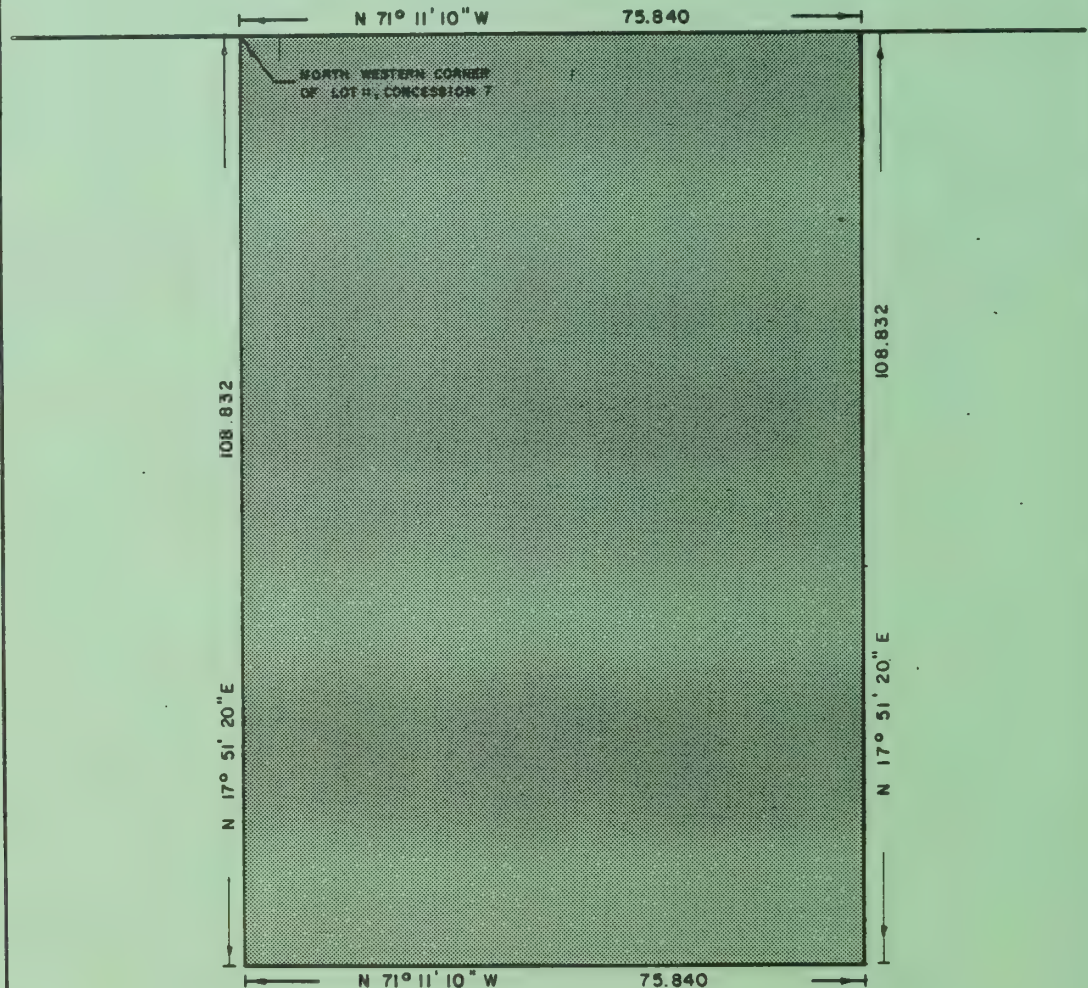
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

LIMERIDGE ROAD EAST



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 89-.....
Passed the day of, 1989.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA"(Agricultural) District to
"RT-20" (Townhouse-Maisonette) District

North



Scale
NOT TO SCALE

Date
DECEMBER, 1989

Reference File No.
ZA89-83

Drawn By
T.A.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1171 UPPER JAMES STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "G-3" (Public Parking Lots) District to "HH" (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions, as contained in Section 14A of Zoning By-law No. 6593, applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

- (a) notwithstanding Section 14A(2) of By-law No. 6593, no building or structure shall exceed one storey in height.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-760a.

5. Sheet No. E-9B of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-760a.

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

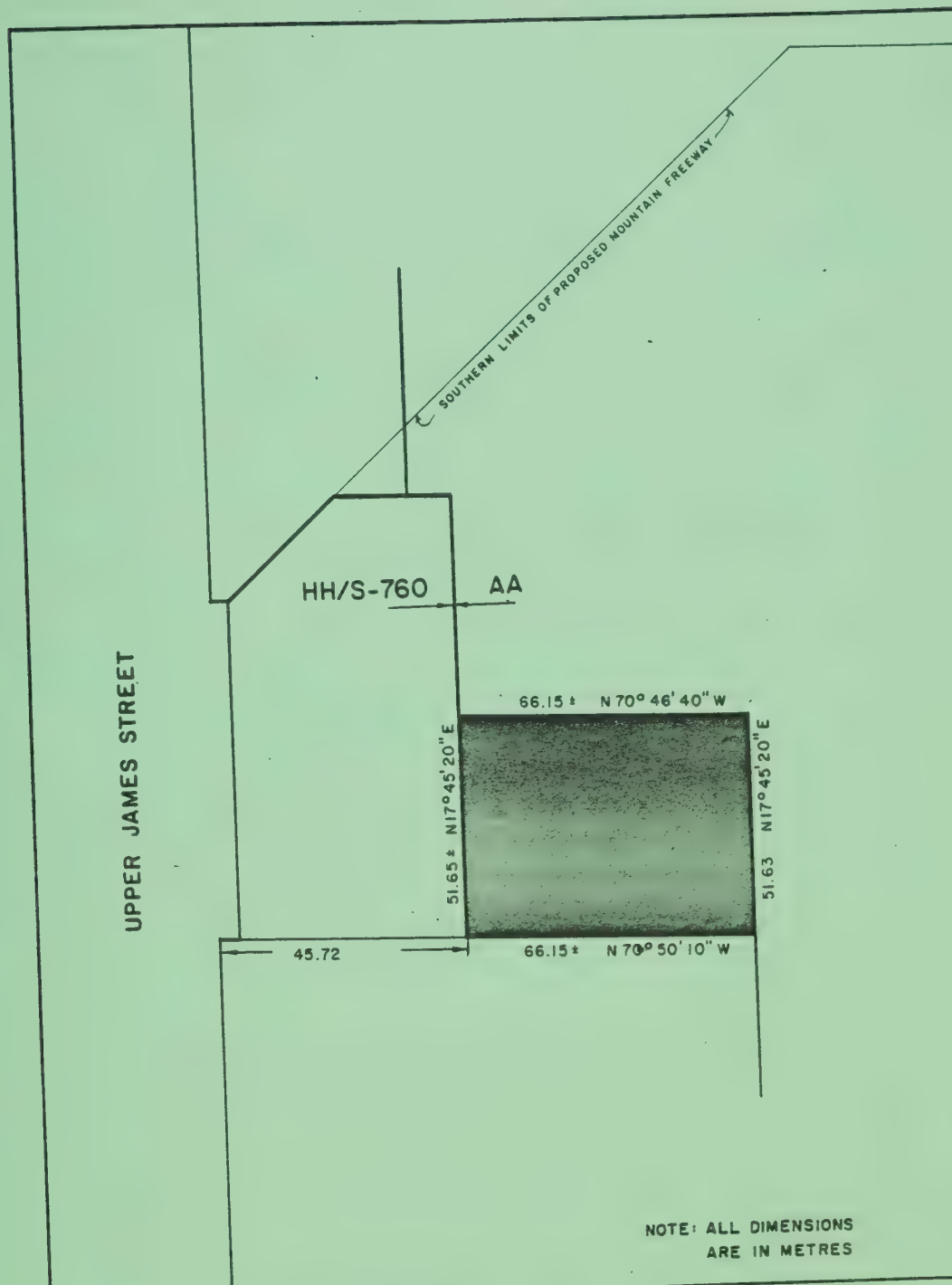
day of

A.D. 1989.

City Clerk

Mayor

(1989) 28 R.P.D.C. 16, December 12
814904 Ontario Inc. (O. Zendel), Owner
ZA-89-85



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____


Clerk

Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89 -
TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "G-3" (PUBLIC PARKING LOTS) DISTRICT TO "HH" (RESTRICTED COMMUNITY SHOPPING AND COMMERCIAL) DISTRICT, MODIFIED.

North



Scale
NOT TO SCALE

Date
NOV. 24, 1989

Reference File No.
ZA 89-85

Drawn By
Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Adopt:

Official Plan Amendment No. 80

Respecting:

OFFICIAL PLAN MAJOR (FIVE YEAR) REVIEW

The Council of The Corporation of the City of Hamilton
enacts as follows:

1. Amendment No. 80 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 27 R.P.D.C. 11, November 28

**Amendment No. 80
To The
City of Hamilton Official Plan**

The following text, together with Schedules "A", "B" and "D", attached hereto, constitute Official Plan Amendment No. 80.

PURPOSE

The purpose of this Amendment is to incorporate a number of changes into the Official Plan as a result of the Official Plan Major (Five Year) Review.

BASIS

Section 26 of the Planning Act requires that a municipality hold a public meeting at least once every five years, to determine if there is a need to review the Official Plan. In this regard, a major review was undertaken of the Official Plan's assumptions, objectives, policies and land use designations to determine if the policy directions reflected Hamilton's planning objectives and goals until the year 2001. The changes contained in this Amendment were identified by the major review.

ACTUAL CHANGES

- 1) Subsection A.1 - Anticipated Growth, Policy A.1.1, be revised by replacing the words, "an annual" with the words, "a regular" so that the entire policy reads as follows:

"1.1 Council will monitor, on a regular basis, population growth and related housing needs in order to identify required amendments to this Plan, or Neighbourhood Plans, and/or Five-Year Capital Works Program."
- 2) Subsection A.2.1 - Residential Uses, Policy A.2.1.3 iv), be revised by:
 - i) deleting "the Local Commercial Uses and General Provisions" in the third line and replacing it with "the Commercial Policies as"; and,
 - ii) replacing the word "Stations" in the second line with "Centres";so that the entire policy reads as follows:

"2.1.3 iv) Limited individual or groups of commercial uses on sites not exceeding .4 ha in area, excluding Automobile Service Centres, in accordance with the Commercial policies as set out in Subsection A.2.2 of this Plan."

3) Subsection A.2.2 - Commercial Uses, Policy A.2.2.2, be revised by:

- i) deleting the word "convenience" in the fourth line; and,
- ii) adding the words "of a convenience type" after the words "Commercial Uses";

so that the policy reads as follows:

"2.2.2 Council recognizes that the COMMERCIAL structure of the City operates within a hierarchy of categories ranging from the Central Policy Area (which, as defined by the Regional Official Plan, is intended to function as the "Regional Centre"), to Local Commercial Uses of a convenience type."

4) Subsection A.2.2 - Commercial Uses, Policy A.2.2.7, be revised by:

- i) deleting the words "General Provisions of this Subsection" in the last line; and,
- ii) replacing it with "provisions of Policy 2.2.1 i) and any other related policies as set out in this Subsection";

so that the policy reads as follows:

"2.2.7 Residential uses may be permitted where they will not restrict or interfere with the function of the primary permitted uses, subject to the provisions of Policy 2.2.1 i) and any other related policies as set out in this Subsection."

5) Subsection A.2.2 - Commercial Uses, Policy A.2.2.17, be revised by:

- i) deleting the words "General Provisions of this Subsection" in the last line; and,
- ii) replacing it with "provisions of Policy 2.2.1 i) and any other related policies as set out in this Subsection";

so that the policy reads as follows:

"2.2.17 Residential uses may be permitted within EXTENDED COMMERCIAL areas without an amendment to this Plan where they will not restrict or interfere with the function of the primary permitted uses, and subject to the provisions of Policy 2.2.1 i) and any other related policies as set out in this Subsection."

6) Subsection A.2.2 - Commercial Uses, Policy A.2.2.19, be revised by:

- i) adding a colon after the words, "permitted where";
- ii) adding a semi-colon after the words, "be created";
- iii) adding the words, "on Arterial Roads identified on Schedule "F" ", after the words, "created; and,"; and,
- iv) deleting the words "subject to the approval of the Region." in the fifth line;

so that the entire policy reads as follows:

"2.2.19 Development within EXTENDED COMMERCIAL areas will be through infilling and redevelopment in order to consolidate the viability of these areas and to restrict their indiscriminate extension into stable areas of non-Commercial uses. Such development will only be permitted where: traffic and/or parking problems will not be created; and, on Arterial Roads identified on Schedule "F"."

7) Subsection A.2.2 - Commercial Uses, Policy A.2.2.29, be revised by replacing the words, "Any structure" with the words, "Major structures" so that the entire policy reads as follows:

"2.2.29 Major structures containing both residences and COMMERCIAL Uses, including offices primarily intended to offer goods and services to persons other than the residential occupants thereof, will be deemed to be mixed COMMERCIAL/RESIDENTIAL. Such uses may be permitted in areas designated COMMERCIAL provided that they have been identified in the Neighbourhood Plan and satisfy the following provisions: ..."

8) Subsection A.2.2 - Commercial Uses be revised by:

- i) deleting Policy A.2.2.30 and replacing it with the following two new policies:

"2.2.30 AUTOMOBILE SERVICE CENTRES will include land or buildings used for the purposes of selling motor vehicle fuels; carrying out automotive repairs and/or providing car washes. The preferred location for AUTOMOBILE SERVICE CENTRES will be adjacent to the intersection of major roads."

"2.2.31 In considering proposals for new AUTOMOBILE SERVICE CENTRES, Council will require that the following provisions are complied with in all respects:

- i) Where AUTOMOBILE SERVICE CENTRES are located in a Shopping Centre, the structure(s) will be physically separated from the major activity areas and buildings of the Shopping Centre and be in close proximity to the major roads providing access; and,

- ii) AUTOMOBILE SERVICE CENTRES will only be permitted where the movement of traffic and/or pedestrians in the vicinity of the site will not be endangered or congestion increased by virtue of their location and operation."

ii) revising the subsequent Policies A.2.2.31 to A.2.2.39 by renumbering them A.2.2.32 to A.2.2.40.

9) Subsection A.2.3 - Industrial Uses, Policy A.2.3.1(ii), be revised by adding the words, "day nurseries" after the words, "material suppliers", so that the entire policy reads as follows:

"2.3.1 ii) Business enterprises such as, but not limited to, banks, restaurants, garages, material suppliers, day nurseries, etc., which are intended to directly serve the Industries and their personnel;"

10) Subsection A.2.3 - Industrial Uses, Policy A.2.3.2, be revised by replacing the word "some" with "an", deleting the letter "s" from the word "elements" and replacing the word "are" with "is" so that the policy reads as follows:

"2.3.2 ... However, an element of the hierarchy is shown on Schedule "B" as Special Policy Area 11 and as set out in Subsection A.2.9.3. The location and distribution of additional categories will be identified through Neighbourhood Plans."

11) Subsection A.2.3 - Industrial Uses, Policy A.2.3.16, be revised by:

- i) deleting the word "All" in the first line;
- ii) deleting the word "will" in the first line and replacing it with the word "may"; and,
- iii) adding the following sentence to the end of the policy "However, all developments in the Prestige Industrial Districts will be subject to Site Plan Control.";

so the entire policy reads as follows:

"2.3.16 New developments in the LIGHT INDUSTRIAL category may be subject to site plan control as provided by the Planning Act. However, all developments in the Prestige Industrial Districts will be subject to Site Plan Control."

12) Subsection A.2.3 - Industrial Uses, Policy A.2.3.24, be revised by:

- i) deleting "in addition to all Light INDUSTRIAL developments"; and,
- ii) adding the phrase ""unless Council is satisfied that the impacts on the adjacent land uses are minimal";

so that entire policy reads as follows:

"2.3.24 Site Plan Control may be applied to any INDUSTRIAL development. However, it will be required for all INDUSTRIAL developments abutting lands designated Open Space and Hazard Lands unless Council is satisfied that the impacts on the adjacent land uses are minimal."

13) Subsection A.2.6 - Major Institutional Uses, Policy A.2.6.5, be revised by:

- i) deleting the word "USES" in the second line; and,
- ii) inserting the phrase, "and are in keeping with the Residential policies set out in Subsections A.2.1 and C.7 of this Plan" after the words, "surrounding area";

so that the entire policy reads as follows:

"2.6.5 Notwithstanding the policies set out above, in areas designated MAJOR INSTITUTIONAL, Residential uses may be permitted provided they are compatible with the surrounding area and are in keeping with the Residential policies set out in Subsections A.2.1 and C.7 of this Plan."

14) Subsection A.2.6 - Major Institutional Uses be revised by inserting a new policy, A.2.6.6, to read as follows:

"2.6.6 Notwithstanding the policies set out above, in areas designated MAJOR INSTITUTIONAL, recreational uses ancillary to the primary MAJOR INSTITUTIONAL use may be permitted, provided that they are compatible with the surrounding area."

15) Subsection A.2.6 - Major Institutional Uses be revised by inserting a new policy, A.2.6.7, to read as follows:

"2.6.7 Council will encourage the establishment of Day Nurseries in areas designated MAJOR INSTITUTIONAL where:

- i) adequate on-site parking is available;

- ii) a drop-off/pick-up area can be provided; and,
- iii) noise and traffic problems are not created."

16) Subsection A.2.7 - Utility Uses, Policy A.2.7.1, be revised by:

- i) deleting the words "and associated parking areas" in the third line;
- ii) deleting "and" in the fourth line; and,
- iii) adding "and parking areas" in the fourth line;

so that the entire policy reads as follows:

"2.7.1 The primary uses permitted in the areas designated on Schedule "A" as UTILITIES will be for passenger terminals; freight handling facilities and related storage; railway, warehousing; electric power facilities; pipelines and natural gas lines; major road facilities; and parking areas. Recognizing the difficulty of predicting the advent of new UTILITIES, only those facilities which are committed for development and/or are prioritized and where their location is known have been identified."

17) Subsection A.2.8 - Central Policy Area Policy, A.2.8.1 ii), be revised by:

- i) adding the words, "of this Plan" after the words "and C.7";
- ii) deleting the word "housing" in the second line and adding it to the first line between the words "various" and "types", and,
- iii) replacing the word "row" with "townhouses";

so that the entire policy reads as follows:

"2.8.1.ii) Residential Uses of various housing types, including, but not limited to, single-family detached, semi-detached, townhouses and apartments, and in keeping with the Residential policies set out primarily in Subsection A.2.9.3, as well as Subsections A.2.1 and C.7 of this Plan."

- 18) Subsection A.3.1 - Hazard Lands, Policy A.3.1.2, be revised by adding a new clause vii), to read as follows:

"3.1.2 vii) Where an existing building or structure lying within all or part of the HAZARD LANDS is destroyed in a manner not related to the inherent environmental hazards of the land, Council may permit the building or structure to be re-built provided that:

- a) Council and the Conservation Authority having jurisdiction over the land are satisfied that it will not be endangered by the environmental hazard specific to the site."

- 19) Section A - Land Use and Management Strategy be revised by adding a new Subsection A.5, to read as follows:

"A.5 - GENERAL LAND USE PROVISIONS

It is the general intent of this Official Plan that all planning and development both public and private, within the City of Hamilton will be undertaken in compliance with the policies of this Plan. However, there are exceptions, where the operation of government, associated public bodies, and institutions that are permitted "as-of-right", or without locational restrictions throughout the City. In addition, there are certain uses which are not acceptable within the City due to the danger they may pose to persons and/or property and therefore should be prohibited throughout the City."

5.1 Notwithstanding SECTIONS A, B, and C of this Plan, the following uses will be permitted within all land use designations provided that land use compatibility is maintained and it is keeping with the intent of the development standards set out in this Plan:

- i) any operation of the Government of Canada, Government of Ontario, Regional Municipality of Hamilton-Wentworth, City of Hamilton, or any public agency, board or commission including Ontario Hydro and Hamilton Hydro Electric Commission, except for their maintenance and storage facilities;
- ii) places of worship, publicly owned airfields, publicly owned parks and open spaces; and,
- iii) bona fide shipping and navigation by the Hamilton Harbour Commissioners in accordance with Subsection D.8.

5.2 Notwithstanding SECTIONS A, B, and C of this Plan any maintenance and storage facilities operated by the various levels of government, public agency, board or commission as identified in Policy 5.1i), existing prior to the approval of Subsection A.5 of this Plan will be permitted within all land use designations. Any facility established after this time will be permitted in all land use designations but will be discouraged in RESIDENTIAL designations.

5.3 Those uses which create a danger to health from fire and explosion, as defined in the Zoning By-Law, will be prohibited within the City of Hamilton."

20) Subsection B.2.2 - Sewage Disposal, Policy B.2.2.1, be revised by:

- i) deleting the words, "with the co-operation of the Region, require"; and,
- ii) adding "encourage the Region to ensure" in its place;

so the policy reads as follows:

"2.2.1 Council will encourage the Region to ensure that all new development in the City....."

21) Subsection B.2.2 - Sewage Disposal, Policy B.2.2.2, be revised by:

- i) deleting the words "co-operate with"; and,
- ii) replacing it with "encourage";

so that the entire policy reads as follows:

"2.2.2 In accordance with the intent of the Regional Official Plan, Council will encourage the Region to investigate and implement methods of treating storm run-off and overflow from combined sewers in the City."

22) Subsection B.2.3 - Storm Drainage, Policy B.2.3.2., be revised by adding the words "co-operate with the Region, to" between "will" and "ensure" in the first line, so the entire Policy reads as follows:

"2.3.2 Council will co-operate with the Region to ensure that all STORM DRAINAGE facilities are constructed completely separate from Sanitary Sewer facilities and encourage, where feasible, the separation of existing combined systems when appropriate opportunities arise."

23) Subsection B.2.4 - Solid Waste Disposal be revised by:

- i) Deleting Policy B.2.4.5 in its entirety; and
- ii) Revising the subsequent Policies B.2.4.6 to B.2.4.10 by renumbering them B.2.4.5 to B.2.4.9.

24) Subsection B.3.1 - Road Network, Policy B.3.1.7, be revised by:

- i) deleting the word "facilities" and replacing it with "facility";
- ii) deleting "Upper Horning Road" in subclause i);
- iii) renumbering subsequent sub-clauses; and,
- iv) adding the word "Avenue" after "Upper Gage" in existing sub-clause v);

so that the entire policy reads as follows:

"3.1.7 In accordance with the intent of the Regional Official Plan, Council will co-operate with the Region to protect lands for the purposes of future controlled access interchanges to the proposed east-west transportation facility in the vicinity of:

- i) Garth Street;
- ii) Upper James Street;
- iii) Upper Wentworth Street;
- iv) Upper Gage Avenue; and,
- v) The northern extension of Dartnall Road."

25) Subsection B.3.1 - Road Network, Policy B.3.1.4 i), be revised by deleting "and Communications" from the fourth line so that the entire policy reads as follows:

"3.1.4 i) INTER-REGIONAL HIGHWAYS will have right-of-way widths and design standards adequate to accommodate long distance traffic; the right-of-way widths and design standards under the jurisdiction of the Province are determined by the Ministry of Transportation."

26) Subsection B.3.2 - Public Transit, Policies 3.2.1 and 3.2.2, be revised by;

- i) deleting the words "Transit Authority"; and,
- ii) adding the words "Regional Transportation Department";

so the policies read as follows:

"3.2.1 In accordance with the Regional Official Plan, Council will encourage the Regional Transportation Department to maintain a level of PUBLIC TRANSIT service that reflects and meets the needs of the commuting public...."

"3.2.2 Council will encourage the Regional Transportation Department to ensure;...."

27) Subsection B.3.2 - Public Transit, be revised by deleting Policy B.3.2.11 in its entirety.

28) Subsection B.3.2 - Public Transit, be revised by adding new Policies B.3.2.11 and B.3.2.12, to read as follows:

"3.2.11 Council will co-operate with the Regional and Provincial Governments to improve commuter rail services (GO Transit) connecting downtown Hamilton with other centres.

3.2.12 To ensure an integrated TRANSIT system, the proposed GO terminal at the C.P. Rail railway station (former T.H. & B. station) be developed as an inter-modal TRANSIT facility providing services such as, but not limited to, Kiss-n-Ride and intercity bus links."

29) Subsection B.3.3 - Public and Private Parking, Policy B.3.3.9, be revised by inserting the words, "notwithstanding their designations on Schedule "A"," after the words, "PARKING lots", so that the policy reads as follows:

"3.3.9 In accordance with The Planning Act, and Subsection D.3 of this Plan, those lands that are vacant and which can be advantageously utilized to relieve PARKING difficulties in the City, may be authorized by Council to be used as "temporary" PARKING lots, notwithstanding their designations on Schedule "A", subject to the following:..."

30) Subsection B.3.4 - Pedestrian and Bicycle Circulation, Policy B.3.4.1, be revised by:

- i) deleting the word "and" in the third line and replacing it with the word "or";
- ii) deleting the sentence "In this regard, Council will undertake a detailed investigation of such a system which will lead to implementation through the preparation of Neighbourhood Plans"; and,
- iii) adding the sentences "The location of bikeways, and pedestrian paths may be detailed through the preparation of Neighbourhood Plans. Further, where feasible, Council will continue to implement a "link-node" system";

so the entire Policy reads as follows:

"3.4.1 Council will promote the development of a "link-node" system which will link major PEDESTRIAN destinations such as Schools, Parks and Commercial areas (e.g. the Central Policy Area) by PEDESTRIAN paths, sidewalks along certain roads or BICYCLE routes. The location of bikeways, and pedestrian paths may be detailed through the preparation of Neighbourhood Plans. Further, where feasible, Council will continue to implement a "link-node" system."

31) Subsection B.3.7 - Air Service and The Hamilton Civic Airport be revised by:

- i) renaming the Subsection B.3.7 - "AIR SERVICE - HAMILTON AIRPORT"; and
- ii) deleting the preamble in its entirety and replacing it with the following new preamble:

"It is the general intent of this Plan to recognize the importance of the Hamilton Airport to the City and the Region. Accordingly, the City will co-operate with all levels of government and private agencies to provide safe and efficient AIR SERVICE."

32) Subsection B.3.7 - Air Service and The Hamilton Civic Airport, Policy B.3.7.1., be revised by:

- i) deleting the word "CIVIC" in the first line; and,
- ii) replacing the words "co-operate with" to "encourage" in the third line;

so that the policy reads as follows:

"3.7.1 Council recognizes the importance of the HAMILTON AIRPORT for the growth and development of the City and Region. In this regard, Council will encourage all other agencies of government and private authorities to enhance AIR SERVICE to meet the future travel needs by means of: ..."

33) Subsection B.4 - Utility Services be revised by renaming the subsection "Subsection B.4 - "Public Utility Services".

34) Subsection C.1.3 - Library Services, Policy C.1.3.1, be revised by:

- i) adding the word "public" in the first line;
- ii) rewording the phrase "Libraries should be located" to read "The Hamilton Public Library Board should consider new locations"; and,
- iii) renumbering Policy 1.3.1 iii) to Policy 1.3.3;

so that the policy reads as follows:

"1.3.1 Should established public LIBRARY facilities become functionally and locationally inadequate to serve area residents due to population growth and user demands, Council will encourage the Hamilton Public Library Board to provide alternative or additional branch LIBRARIES. To ensure the provision of suitable LIBRARY sites, Council will encourage the inclusion of the Library Board in the planning of civic developments. The Hamilton Public Library Board should consider establishing new locations in accordance with the following provisions:

i)....

ii)...."

35) SUBSECTION C.1.3 - Library Services, Policy C.1.3.2, be revised as follows by:

- i) deleting the word "will" in the first line and replacing it with the word "should"; and,
- ii) deleting the phrase "South Central Regional Library System" and replacing it with "Ontario Library Service South";

so the entire policy reads as follows:

"1.3.2 The Hamilton Public Library Board should be encouraged to continue to co-operate with the Ontario Library Service South in order to maximize and enhance the level of service to City residents."

36) Subsection C.4 - Pollution, Policy C.4.1, be revised by replacing the word "any" in the first line with the word "the", so that the entire policy reads as follows:

"4.1 Council will encourage appropriate Provincial and Federal agencies, including the International Joint Commission, to achieve a continuing reduction in levels of POLLUTION originating beyond the Region."

37) Subsection C.6 - Historic and Architectural Resources be revised by:

- o Renaming the subsection "Subsection C.6 - Heritage Resources"; and,
- o Amending the introductory paragraph as follows:
 - i) to add the word "heritage" on the first line between "local" and "resources";
 - ii) to reword "HISTORICAL AND ARCHITECTURAL" on the second line to read "historic, architectural, archaeological, and aesthetic";
 - iii) to reword the third line to read "...and to retain the City's distinctive character"; and,
 - iv) to delete the word "Accordingly," in the fourth line.

The paragraph, as amended, will read as follows:

"The intent of this Plan is to sensitively manage the wealth of local heritage resources. It is intended that those resources of historic, architectural, archaeological and aesthetic merit will be preserved where feasible, to retain the City's distinctive character. It is further intended that the appropriate measures be established to meld preservation with rehabilitation to ensure that these resources will be recycled for active use."

38) Subsection C.6 - Historic and Architectural Resources be revised by:

- i) adding a new policy, C.6.1, as follows:

"6.1 It is the intent of Council to encourage the preservation, maintenance, reconstruction, restoration, and management of property that is considered to have historic, architectural, archaeological or aesthetic value."
- ii) revising the subsequent policies C.6.1 to C.6.7 by renumbering them C.6.2 to C.6.8.

39) Subsection C.6 - Historic And Architectural Resources, existing Policy C.6.1, be revised by deleting the word "periodically" in the fourth line.

- 40) Subsection C.6 - Historic and Architectural Resources, existing Policy C.6.2, be revised by:
- i) changing the word "HISTORICAL" to "historic" in clause i); and,
 - ii) rewording clause ii) to read as follows:
- "ii) The majority of the buildings are of a style or method of construction which has historic or architectural significance to the City, Region or province."
- 41) Subsection C.6 - Historic And Architectural Resources, existing Policy C.6.3, be revised by deleting "and require the endorsement of the Ministry of Culture and Recreation" in the third and fourth lines of clause ii).
- 42) Subsection C.6 - Historic And Architectural Resources, existing policy C.6.4, be revised by changing the word "HISTORICAL" to "historic" in the third line.
- 43) Subsection C.6 - Historic And Architectural Resources, existing Policy C.6.5, be revised by changing the word "HISTORICAL" to "historic" in the second line.
- 44) Subsection C.7 - Residential Environment and Housing Policy, Policy C.7.5, be revised by deleting the word "annually", so that the entire policy reads as follows:
- "7.5 Council will monitor the supply and production of new housing, update housing targets, revise priorities and/or identify POLICY changes in order to better achieve the housing targets."
- 45) Subsection C.7 - Residential Environment and Housing Policy, Policy C.7.14, be revised by deleting "and Communications" in the first line, so that the entire policy reads as follows:
- "7.14 Council will co-operate with and encourage the Ministry of Transportation to achieve an attenuated sound level as low as practicable below 70 dBA where a major road is proposed to be built or expanded through, or adjacent to, a designated RESIDENTIAL area."
- 46) Subsection D.1 - Regional Official Plan, Policy D.1.2, be revised by replacing the word "approve" in the first line with the word "adopt", so the entire policy reads as follows:
- "1.2 Council will not adopt amendments to this Plan, Neighbourhood Plans or by-laws which do not conform with the REGIONAL OFFICIAL PLAN, but may request initiation of amendments to the REGIONAL OFFICIAL PLAN when warranted."
- 47) Subsection D.1 - Regional Official Plan, Policy D.1.3, be revised by deleting the words "REGIONAL policy" in the last line and replacing them with "REGIONAL OFFICIAL PLAN."

- 48) Subsection D.2 - Planning Units and Neighbourhood Plans, Policy D.2.3, be revised by adding a new clause vi), to read as follows:

"vi) Notwithstanding the above, amendments to this Plan, necessary to implement Multi-Centres, will not take place until the time of rezoning."

- 49) Subsection D.3 - Zoning By-law and Site Plan Control, Policy D.3.3, be revised by:

- i) adding a new clause iii), as follows:

"iii) Where it is necessary to control the phasing of development;";

- ii) adding the words, "or site plan approval" after the words, "detailed design plan" in existing clause iv); and,

- iii) renumbering clauses iii) and iv) accordingly;

so that the entire policy reads as follows:

"3.3 Council, where deemed appropriate, will apply the holding provision of the ZONING BY-LAW, pursuant to The Planning Act, to specify the ultimate use of those lands which are contemplated for development or redevelopment at some time in the future. Thereby, Council will be able to preview proposals prior to development or redevelopment to ensure that it is compatible with surrounding land uses. The holding provision of the ZONING BY-LAW will be identified by the symbol "H" in the ZONING BY-LAW and applied under one or more of the following circumstances:

i)....

ii)....

iii) Where it is necessary to control the phasing of development;

iv) Where environmental constraints currently preclude development or redevelopment without appropriate mitigative measures; and,

v) Where an area must undergo further study, or where a detailed design plan or site plan approval is required, as designated in this Plan, or as will be determined by an Amendment to this Plan from time to time."

- 50) Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating certain areas, as shown on the attached Schedule "A" of this Amendment.

- 51) Schedule "B" - Special Policy Areas of the Official Plan be revised by deleting certain areas from, and adding certain areas to, Special Policy Area 11, as shown on the attached Schedule "B" of this Amendment.
- 52) Schedule "D" - Environmentally Sensitive Areas be revised by deleting certain areas from Environmentally Sensitive Area 4 (Red Hill Creek, Kings Forest), as shown on the attached Schedule "D" of this Amendment.

IMPLEMENTATION

The provisions of Section "D" - Implementation of the Official Plan will apply to the implementation of this Amendment.

This is Schedule 1 to By-law No. _____, passed on the _____ day of _____, 19 _____.

The Corporation of
The City of Hamilton

City Clerk

Mayor

to the
official plan
for the
city of hamilton

1934
November 1909

Lake Ontario



Hamilton Harbor

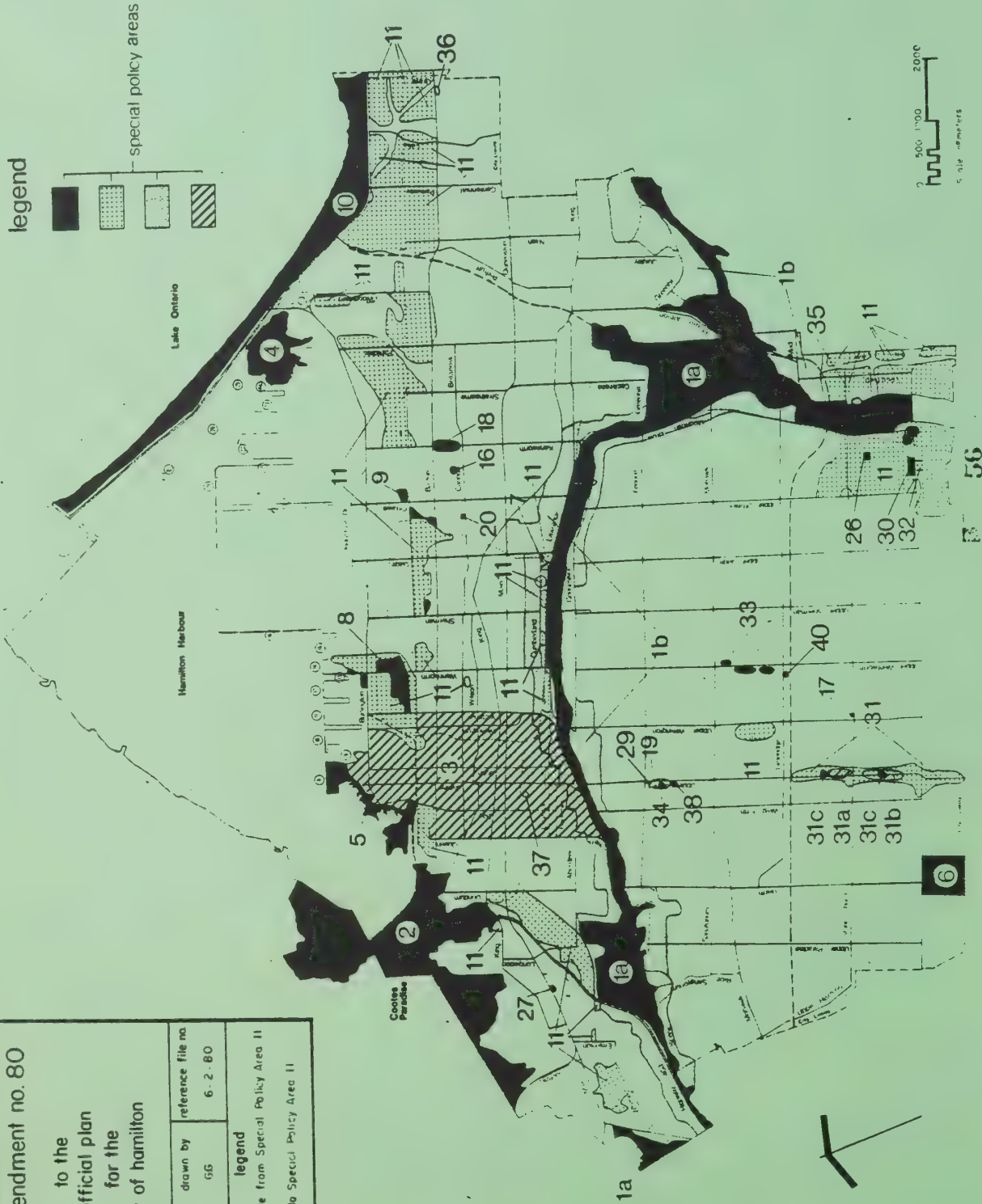
Cooters
Parades

- [illegible]

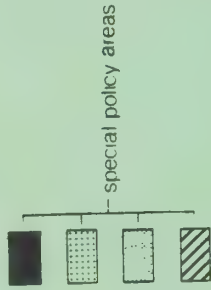
schedule B amendment no. 80

to the
official plan
for the
city of hamilton

date	drawn by	reference file no.
DEC /1988	56	6-2-80
legend		
	Delete from Special Policy Area II	
	Add to Special Policy Area II	



legend



special policy areas

AREA	REFER TO POLICY
1(a)	A29.1
1(b)	A29.1
2	A29.2
3	A29.3
4	A29.3.1
5	A29.3.2
6	A29.3.3
7	A29.3.4
8	A29.3.5
9	A29.3.6
10	A29.3.7
11	A29.3.8
16	A29.3.14
17	A29.3.15
18	A29.3.16
19	A29.3.17
20	A29.3.18
26	A29.3.21
27	A29.3.22
29	A29.3.24
30	A29.3.25
31	A29.3.26
31(a)	A29.3.26
31(b)	A29.3.26
31(c)	A29.3.27
32	A29.3.28
33	A29.3.28
34	A29.3.29
35	A29.3.30
36	A29.3.31
37	A29.3.32
38	A29.3.33
40	A29.3.35

schedule B
to the official plan
for
the city of hamilton

88 03 24

REVISIONS

DATE O.P.A. / SOURCE

83.03.08 Council Direction

schedule D amendment no. 80

to the
official plan
for the
city of hamilton

date drawn by reference file no.
JAN./1989 G.S. 6-2-80

legend
Delete from Environmentally
Sensitive Area Designation



environmentally sensitive areas

legend

- 1 royal botanical gardens,
cootes paradise
- 2 hamilton mountain
(radial line)
- 3 hamilton niagara
escarpment
- 4 red hill creek,
kings forest
- 5 ancaster creek
headwater
- 6 red hill creek marsh
van wagners marsh
- 7 felkers falls &
niagara escarpment
- 8 toll gate ponds

schedule D

to the official plan
for
the city of hamilton
1983 09 01

83-2-12-1/3

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Repeal:

By-law No. 89-271

Respecting:

LAND LOCATED AT MUNICIPAL NO. 37 STRATHCONA AVENUE NORTH
(Former Strathcona Fire Station)

WHEREAS By-law No. 89-271, passed on the 26th day of September 1989, designated the former Strathcona Fire Station located at Municipal No. 37 Strathcona Avenue North as property of historic and architectural value and interest pursuant to clause 29(1)(a) of the Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS City Council in adopting Section 2 of the 27th Report of the Planning and Development Committee at its meeting held on the 28th day of November 1989 directed that By-law No. 89-271 be repealed, pursuant to Section 34 of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 89-271 is hereby repealed.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this day of A.D. 1989.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 89-

Respecting:

SMOKING IN THE WORKPLACE

WHEREAS it has been determined that environmental tobacco smoke (ETS) is irritating and discomforting, and a hazard to the health of the workers of the City of Hamilton;

AND WHEREAS it is desirable to reduce the effects of environmental tobacco smoke (ETS) in the workplace in accordance with the provisions of this by-law;

AND WHEREAS the City of Hamilton Act, 1989, which authorizes the Council of The Corporation of the City of Hamilton to enact by-laws to regulate smoking in workplaces in the City of Hamilton, received Royal Assent on the 13th day of July 1989.

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 1 of the 18th Report of the Legislation Committee at its meeting held on the 12th day of December 1989, authorized the preparation of a by-law to regulate workplace smoking as hereinafter provided;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) "Council" means the Council of The Corporation of the City of Hamilton;
 - (b) "designated smoking room" means an enclosed space that is set aside for use by smokers and clearly identified as such;
 - (c) "employee" includes a person who,
 - (i) performs any work for or supplies any services to an employer, in any capacity including a managerial capacity, or
 - (ii) receives any instructions or training in the activity, business, work, trade, occupation or profession of the employer;
 - (d) "employer" means a person who employs one or more workers or contracts for the services of one or more workers and includes a contractor or subcontractor who performs work or supplies services and a contractor or subcontractor who undertakes with an owner, constructor, contractor or subcontractor to perform work or supply services;
 - (e) "smoking" includes carrying a lighted cigar, cigarette, pipe, and "smoke" has a corresponding meaning;

- (f) "smoking policy" means a written policy that attempts to accommodate the preferences of non-smokers and smokers in a workplace;
- (g) "workplace" means any enclosed area of a building or structure in which an employee works.

Workplace Smoking Policy

2. (1) Every employer in the City of Hamilton shall, before 10 March 1990, adopt and implement a smoking policy in respect of each workplace under the control, supervision or ownership of the employer.

(2) Where a workplace is created or comes into existence after 10 March 1990, the employer responsible for such workplace shall, within 7 days after the workplace is created or comes into existence, adopt and implement a smoking policy in respect of each such workplace under the control, supervision or ownership of the employer.

3. Every employer required by this by-law to adopt and implement a smoking policy shall,

- (a) thereafter maintain that smoking policy in the workplace for which it was adopted,
- (b) give written notice of the adoption of the smoking policy to each employee in the workplace within 7 days after the day upon which the smoking policy in respect to that workplace was adopted,
- (c) erect and maintain signs, in accordance with section 10 of this by-law, indicating where smoking is permitted and where smoking is prohibited by the smoking policy, and
- (d) erect and maintain signs, in accordance with section 10 of this by-law, at every entrance to the workplace indicating that smoking is prohibited by the smoking policy, except in certain designated smoking rooms.

4. (1) Subject to section 5, every workplace smoking policy shall totally prohibit smoking in the workplace, or shall prohibit smoking in the workplace except in designated smoking rooms.

(2) Nothing in this by-law shall derogate from the right of an employer to establish a policy, at any time, that totally prohibits smoking in the workplace, and posting signs to that effect, or from the right of an employee to smoke-free workplace.

5. In establishing the designated smoking rooms under section 4, every employer shall take into account the concerns and preferences of both non-smoking and smoking employees.

6. Notwithstanding section 5, no reception area, lobby, hallway, washroom, private office or any other like space shall be designated as a smoking room.

7. (1) Every designated smoking room in an office building or other enclosed workplace constructed prior to 01 January 1991 shall be fully enclosed and ventilated.

(2) Notwithstanding subsection (1), every employer shall make reasonable efforts to ensure that a designated smoking room is independently ventilated to the outside.

(3) Every designated smoking room in an office building or other enclosed workspace constructed on or after 01 January 1991, shall be fully enclosed and independently ventilated directly to the outside.

8. (1) No person shall smoke in a workplace contrary to the smoking policy adopted for that workplace.

(2) No employer or supervisor shall permit smoking in a workplace contrary to the smoking policy adopted for that workplace.

9. Where an owner is not an employer, the owner shall not interfere with the employer in the performance of any of the duties imposed on an employer under any of the provisions of this by-law.

Signs

10. (1) Every sign that prohibits smoking shall comply with the following requirements:

1. Carry the text "NO SMOKING" in upper case or lower case letters, or a combination of both.
2. Consist of two contrasting colours, or consist of lettering contrasting to the background colour where the lettering is applied directly to surface or is mounted on a clear panel.
3. Consist of lettering not less than the height set out in column 2 of Table 1, for the corresponding maximum viewing distance in direct line of sight, in column 1.

TABLE 1

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	1
20	2
40	3
80	4
160	6
more or less	8

4. Include in the text at the bottom of each sign, "City of Hamilton By-law No. 89- Maximum Fine \$2,000" in letters and figures not less than,
 - (a) 1/2 inch in height for signs with letter size of 1 inch, and
 - (b) 1/4 of the height of the letters for all other sizes of signs having lettering greater than one inch.

(2) For the purpose of subsection 1, "letter height" means the actual height of the letter whether or not the letter is in lower case or in upper case.

11. (1) Notwithstanding section 10, a graphic symbol in accordance with subsection 4 of this section may be used to indicate no smoking areas.

(2) Every graphic symbol shall comply with the following requirements:

1. Include the text "City of Hamilton By-law No. 89-
Maximum Fine \$2,000" in letters and figures occupying at least 5% of the diameter of the circle of such symbol.
2. Consist of a white background having,
 - (a) a circle and interdictory stroke in red upon the background, and
 - (b) a cigarette, letters and figures in black, in accordance with the provisions of this section.
3. Consist of one of the following symbols:
4. Consist of a symbol shown in paragraph 3, having a diameter not less than the diameter set out in column 2 of Table 2 for the corresponding maximum viewing distance in direct line of sight, in column 1.

TABLE 2

Distance in Feet (Column 1)	Height in Inches (Column 2)
10 or less	4
20	6
40	8
80	12
160	16
more than 160	24

(3) Notwithstanding subsection (2), every graphic symbol may contain a directional arrow.

(4) Notwithstanding that the content of a graphic symbol contains a cigarette, the prohibition shall include a cigar, pipe or any other lighted smoking equipment.

Enforcement

12. (1) This by-law shall be enforced by the Licensing Division of the Clerk's Department for The Corporation of the City of Hamilton.

(2) No person shall hinder or obstruct an inspector lawfully carrying out the enforcement of this by-law.

Offence and Penalty

13. Any employer or supervisor who permits smoking in a workplace contrary to the smoking policy adopted for that workplace is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs, for each offence.

14. (1) Any employer who refuses, fails or neglects to perform any of the duties imposed upon an employer under any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs, for each offence.

(2) Any owner who is not an employer and who interferes with an employer in the performance of any of the duties imposed upon an employer under any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs for each offence.

15. In addition to the provisions of section 13 and 14, any person who smokes in contravention of any of the provisions of this by-law is guilty of an offence, and on conviction is liable to a fine not exceeding \$2,000.00, exclusive of costs, for each offence.

Amendment to By-law No. 80-258

16. By-law No. 80-258, as amended, respecting Smoking in Public Areas, is further amended by inserting after section 22 the following sections:

22A. None of the provisions of this by-law shall apply so as to permit smoking where smoking is prohibited in a smoking policy adopted under the Workplace Smoking By-law No. 89- .

22B. Where under this by-law a proprietor is permitted to designate an area as a smoking area, the area so designated as a smoking area shall not include any area where smoking is prohibited under the Workplace Smoking By-law No. 89- .

General

17. Any notice required by this by-law to be given by the employer shall be,

- (1) posted and kept continuously displayed in a prominent place which is accessible to all employees in the workplace, and
- (2) personally distributed to each employee in that employer's usual working area in the workplace.

18. In the event of conflict between the provisions of this by-law and By-law No 80-258, as amended, the provisions of this by-law prevail to the extent of the conflict.

19. This by-law comes into force and effect on the 1st day of March 1990.

20. This by-law may be cited as the "Workplace Smoking By-law".

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED
on the day of 1989.

City Clerk

Mayor

(1988) 6 R.L.C. 1(a), April 26
(1988) 9 R.L.C. 21(d), July 26
(1989) 18 R.L.C. 1, December 12

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

By-law No. 85-148

Respecting:

DOG LICENCE FEES

WHEREAS By-law No. 85-148, passed on the 30th day of July 1985, provides for the control and licensing of dogs;

AND WHEREAS Schedule "A" annexed thereto and forming part of By-law No. 85-148 provides for licensing fees;

AND WHEREAS section 4 of By-law No. 86-342, passed on the 9th day of December 1986, amends Schedule "A" to By-law No. 85-148;

AND WHEREAS Section 1 of By-law No. 88-270, passed on the 8th day of November 1988, repealed Schedule "A" to By-law No. 85-148 and substituted a new Schedule "A" in lieu thereof;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting section 3 of the 18th Report of the Legislation Committee at its meeting held on the 12th day of December 1989, directed that Schedule "A" to By-law No. 85-148 be amended to reflect increased fees for 1990.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 85-148, as amended by By-law No. 86-342 and re-enacted by Section 1 of By-law No. 88-270, is repealed and the following is substituted therefor:

SCHEDULE "A"

(Section 20)

Where a licence is issued during the period from January 1, 1990 to December 31, 1990, the licence fees shall be in the amount as follows:

1. One spayed or neutered dog.....\$16.00.
2. Each additional spayed or neutered dog.....\$16.00.
3. One not spayed or neutered dog.....\$34.00.
4. Each additional not spayed or neutered dog.\$34.00.

2. In all other respects, By-law No. 85-148, as amended by By-laws No. 86-342 and 88-270 is hereby confirmed, unchanged.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 18 R.L.C. 3, December 12

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Market By-law No. 81-180

Respecting:

FEES

WHEREAS By-law No. 81-180, passed on the 23rd day of June 1981, provides in Schedule "B" thereof for the establishment of fees for the use of the market;

AND WHEREAS Schedule "B" to By-law No. 81-180, was re-enacted by section 1 of By-law No. 81-267 and amended by section 2 of By-law No. 82-34, and re-enacted by section 1 of By-law No. 83-024, section 1 of By-law No. 84-278, section 1 of By-law No. 86-60, section 1 of By-law No. 86-340, section 1 of By-law No. 87-324 and amended by section 1 of By-law No. 87-352 and re-enacted by By-law No. 88-269;

AND WHEREAS it is desirable to revise the fees set out in Schedule "B", effective the 1st day of January 1990.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 81-180, as re-enacted and amended aforesaid, is deleted and Schedule "B" hereto annexed and forming part of this by-law is substituted in lieu thereof.
2. In all other respects, By-law No. 81-180, as re-enacted and amended, is hereby confirmed, unchanged.

PASSED this day of A.D. 1989.

City Clerk

Mayor

SCHEDULE "B"

To

By-law No. 89-

SCHEDULE "B"

(Section 7)

PART 1: PRODUCERS AND DEALERS FEES

Stand Number	Location	Amount of Producers and Dealers Fees	
		Per Month	Per Day
1 to 8	(Refrigeration units)	\$ 252.00	\$ N/A
12 to 18,22	(Refrigeration units)	252.00	N/A
9 to 11, 19 to 21	(Refrigeration units)	210.50	N/A
23 to 46	Ramp	147.00	23.00
47 to 62a	North Wall - main floor	147.00	23.00
63 to 70	West Wall - main floor	147.00	23.00
71 to 95	South Wall - main floor & under ramp	147.00	23.00
96 to 100	Loading docks (from 7:30a.m.-4:30p.m.)	147.00	23.00
101 to 111	East Wall - main floor	147.00	23.00
112 to 143	Stand in middle (N.S.) east to west	147.00	23.00
144 to 175	Stand in middle (S.S.) west to east	147.00	23.00
30a,36a,37a,46a	VARIOUS	81.00	11.00
70a,72a	Main Floor - south west	62.00	11.00
92	Main Floor - under escalator	207.00	23.00
176	CoffeeShop stand	294.00	N/A

The Corporation of the City of Hamilton

By-law No. 89-

To Amend

By-law Nos. 89-138 and 89-139

Respecting

RATES OF TAXATION FOR MUNICIPAL AND REGIONAL
PURPOSES FOR THE YEAR 1989

WHEREAS By-law No. 89-138 passed on the 25th day of April 1989 fixed the rates of taxation for Municipal Purposes for the year 1989.

AND WHEREAS By-law No. 89-139 passed on the 25th day of April 1989 fixed the rates of taxation for Regional purposes for the year 1989.

AND WHEREAS City Council adopted Item 1 of the Eighteenth Report of the Finance Committee on December 12, 1989, which reads as follows:

- "1. (a) That the Council of the Regional Municipality of Hamilton-Wentworth be requested to include in their 1989 expenditure and revenue estimates, the transit assisted fare costs for the Senior Citizens - Age 70 and Over, the Group "A" - Disabled and Handicapped Persons and the Hamilton Street Railway convenience Pass in the net amount of \$3,483,570;
- (b) That the mill rates of both the City of Hamilton and the Regional Municipality of Hamilton-Wentworth be adjusted by an equal 3.3558 mills (\$3,483,570) and be approved by both City and Regional Councils;
- (c) That the City and Regional Councils approve revised By-laws to set the rates of taxation for municipal and regional purposes for the year 1989;
- (d) That the City of Hamilton pay the net cost of these transit programs as an area-rated charge from Regional levy based on the service received;
- (e) That the City of Hamilton and the Regional Municipality of Hamilton-Wentworth exchange cheques in the amount of \$3,483,570, for accounting purposes;
- (f) That Recommendations (a) to (d) inclusive be effective and take place on 1989 December 30."

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

- 1.(a) Section 2.(1) of By-law No. 89-138 is repealed and the following substituted therefore:

2.(1) for general municipal purposes 108.4840 mills
producing..... \$104,622,730.00

- (b) Section 2.(2) of the said By-law is repealed and the following substituted therefore:

3. The amount to be levied and raised against
"residential" assessments in the amount of
\$546,945,614.00 determined as required by
The Municipal Act Shall be reduced by
\$8,900,270.00 or 16.2726 mills in
accordance with Section 7(3) of The
Ontario Unconditional Grants Act 1975..... 8,900,270.00
\$ 95,722,460.00

- (c) Section 3 of said By-law is amended by striking out the figures "95.5672" in the second line and inserting in lieu thereof "92.2114".
- (d) Section 4 of said By-law is amended by striking out the figures "112.4320" in the second line and inserting in lieu thereof "108,4840".
- 2.(a) Paragraph one of the preamble to By-law No. 89-139 is amended by striking out the figures "\$89,320,857.00" in the second line and inserting in lieu thereof "\$92,804,427.00".
- (b) Paragraph two of the preamble to said By-law is further amended by striking out the figures "\$82,801,779.00" in the fifth line and inserting in lieu thereof "\$86,085,349.00".
- (c) Section 1 of the said By-law is amended by striking out the figures "\$89,320,857.00" and inserting in lieu thereof "\$92,804,427.00".
- (d) Section 2.(1) of the said By-law is repealed and the following substituted therefore:
 - 2.(1) for Regional purposes 97.5621 mills
producing \$94,089,580.00
- (e) Section 2.(2) of the said By-law is repealed and the following substituted therefore:
 - 2.(2) the amount to be levied and raised against
"residential" assessments in the amount of
\$546,945,614.00 determined as required by
The Municipal Act shall be reduced by
\$8,004,231.00 or 14.6343 mills in accordance
with Section 7(3) of The Ontario Unconditional
Grants Act 1975 8,004,231.00
\$86,085,349.00
- (e) Section 2.(3) of the said By-law is amended by striking out the figures "79,5720" in the fourth line and inserting thereof "82.9278".
- (f) Section 2.(4) of the said By-law is amended by striking out the figures "93.6141" in the fourth line and inserting thereof "97.5621".

PASSED this day of December A.D., 1989

CITY CLERK

MAYOR

BY-LAW NO. 89 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF
HAMILTON AT ITS MEETING HELD ON THE 28th DAY OF MARCH A.D., 1989.

WHEREAS by Section 19 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario, 1980, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 103 of The Municipal Act, being Chapter 302 of the Revised Statutes of Ontario 1980, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.
2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.
3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this

day of

A.D. 1989

CITY CLERK

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89 -

To Authorize:

1. The construction of local improvements of a concrete sidewalk on the east side of Sanatorium Road between Scenic Drive and Bendamere Avenue as described in Schedule "A";
2. The special assessment to pay a portion of the cost upon petition made under Section 11 of The Local Improvement Act;
3. The preparation of plans, specifications and reports and the supervision of the construction by the Commissioner of Regional Engineering.

WHEREAS a petition has been received to construct as local improvements the works hereinafter described;

AND WHEREAS the City Clerk has certified as to the sufficiency of the said petition;

AND WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 3 of the 1st Report of the Co-Ordinating Committee on December 13, 1988;

AND WHEREAS the Council has obtained reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did, on the 13th day of February, 1989, issue Order No. E890087 approving the application of The Corporation of the City of Hamilton for:

- (a) the construction of a concrete sidewalk on the east side of Sanatorium Road between Scenic Drive and Bendamere Avenue and,
- (b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of \$55,000.00 for this purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed and forming part of this by-law, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed \$55,000.00.
2. The share or portion of the estimated cost of the works in the amount of \$18,171.20 to be borne by the owners of the lands abutting directly on the works and the estimated cost per metre shall be rated as set out in Schedule "A", provided that the actual rate per metre shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.
3. Pending payment of the share or portion of the total cost referred to in Section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth:
 - (a) to the extent sufficient to provide an amount not exceeding \$55,000.00; and,

4. The Commissioner of Regional Engineering is hereby authorized to:
- (a) prepare all necessary plans, specifications and reports required for the construction of the works; and,
 - (b) supervise construction of the works.
5. The Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the works.

PASSED this day of , A.D. 1989.

City Clerk

Mayor

(1989) 1 R.C.C. 3, December 13, 1988

SCHEDULE 'A'

The Construction of a CONCRETE SIDEWALK on the east side of Sanatorium Road between Scenic Drive and Bendamere Avenue at the cost not exceeding those set out below:

City's Share	\$36,828.80
Owners' Share	<u>18,171.20</u>
Total Estimated cost	<u>\$55,000.00</u>

Estimated Cost per metre frontage	\$ 80.00
Fifteen (15) annual instalments	

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO CLOSE AND RETAIN OLD NASH ROAD
BETWEEN BRAMPTON STREET AND NASH ROAD
BEING PART 2 ON PLAN 62R-9679

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302 to stop-up any highway or part of a highway;

AND WHEREAS it is deemed expedient to stop-up that portion of the highway described in Schedule "A" attached hereto;

AND WHEREAS Notice of this By-law has been published as required by Section 301 of the said Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport & Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That portion of the highway described in Schedule "A" attached hereto and forming part of this by-law is hereby stopped-up.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 2 R.T.E.C. 32, January 31

SCHEDULE 'A'

Part of Lot 29, Concession 1,
geographic Township of Saltfleet,
designated as Part 2 on Plan 62R-9679
City of Hamilton
Regional Municipality of Hamilton-Wentworth

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 89-

TO ALTER PORTIONS OF CAROLINE STREET, EAST 16TH STREET,
AND NEWLANDS AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 298 of The Municipal Act, R.S.O. 1980, Chapter 302, to alter, establish and lay out any highway or part of a highway under its jurisdiction;

AND WHEREAS it is necessary as part of the 1989 Reconstruction/Resurfacing Programme to alter portions of Caroline Street, East 16th Street, and Newlands Avenue as described in more detail in Schedule "A" attached hereto;

AND WHEREAS the Council of The Corporation of the City of Hamilton, at its meeting held on January 31, 1989, in adopting Item 2 of the 3rd Report of the Co-ordinating Committee, authorized the reconstruction and altering of Caroline Street, East 16th Street, and Newlands Avenue as described in Schedule "A" attached hereto;

AND WHEREAS Notice of this By-law has been published as required by Section 301 of the Municipal Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The reconstruction of Caroline Street, East 16th Street, and Newlands Avenue, as described in Schedule "A" attached hereto and forming part of this by-law, may be proceeded with.
2. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to sign all documents and do all things necessary to implement these works.

PASSED this day of 1989.

City Clerk

Mayor

(1989) 3 R.C.C. 2, January 31

SCHEDULE 'A'

TO BY-LAW NO. 89-

DESCRIPTION OF WORKS TO BE UNDERTAKEN

1. Caroline Street

The widening of Caroline Street

- from 6.7 metres to 9.0 metres

And the reconstruction of Caroline Street, including the repair/reconstruction of sidewalks (both sides), in conjunction with storm sewers

- from York Boulevard to Market Street

2. East 16th Street

The widening of East 16th Street

- from 7.4 metres to 8.5 metres (0.55 metres each side)

And the reconstruction of East 16th Street, including the repair/reconstruction of sidewalks (both sides)

- from Brucedale Avenue to Fennell Avenue

3. Newlands Avenue

The widening of Newlands Avenue

- from 7.3 metres to 8.5 metres (0.6 metres each side)

And the reconstruction of Newlands Avenue, including the repair/reconstruction of sidewalks (both sides)

- from Kenilworth Avenue to Cope Street

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 26 (No Parking Areas) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Clifton Downs (east leg)	West	Bonaventure to the north curb line of the south leg of Clifton Downs
Clifton Downs (south leg)	North	commencing at the west curb line of the east leg of Clifton Downs to a point 118 feet westerly therefrom
Allenby	West	commencing at the north end to a point 49 feet south
Glenvista	West	Brookstream to Greenhill".

and by deleting therefrom the following items, namely:-

"Dunsmure	North	from 72 feet east of Garfield to 85 feet east
Heather	South	Woodman to Sunrise".

PASSED THIS DAY OF , A.D. 198 .

CITY CLERK

MAYOR

BY-LAW NO. 89 -

TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON ENACTS AS FOLLOWS:

TRAFFIC

1. Schedule 10 (Stops at Intersections) of By-law 89-72 To Regulate Traffic passed on the 28th day of February 1989 is hereby amended by adding thereto the following item, namely:-

"Berkindale	Northbound and Southbound	Federal".
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2. Schedule 31 (School Bus Loading Zones) is hereby amended by deleting therefrom the following item, namely:

"East 5th	West	46 feet	101 feet south of Brucedale	7:00 a.m. - 6:00 p.m. Monday to Saturday".
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and by adding thereto the following item, namely:-

"Brucedale	South	46 feet	77 feet west of East 5th	7:00 a.m. - 6:00 p.m. Monday to Saturday
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Franklin	South	80 feet	32 feet west of the west projected curb line of East 28th	7:00 a.m. - 6:00 p.m. Monday to Saturday".
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PASSED THIS DAY OF , A.D. 198 .

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 987 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E49D and E49E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "L-c" (Planned Development-Commercial) District to "HH" (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

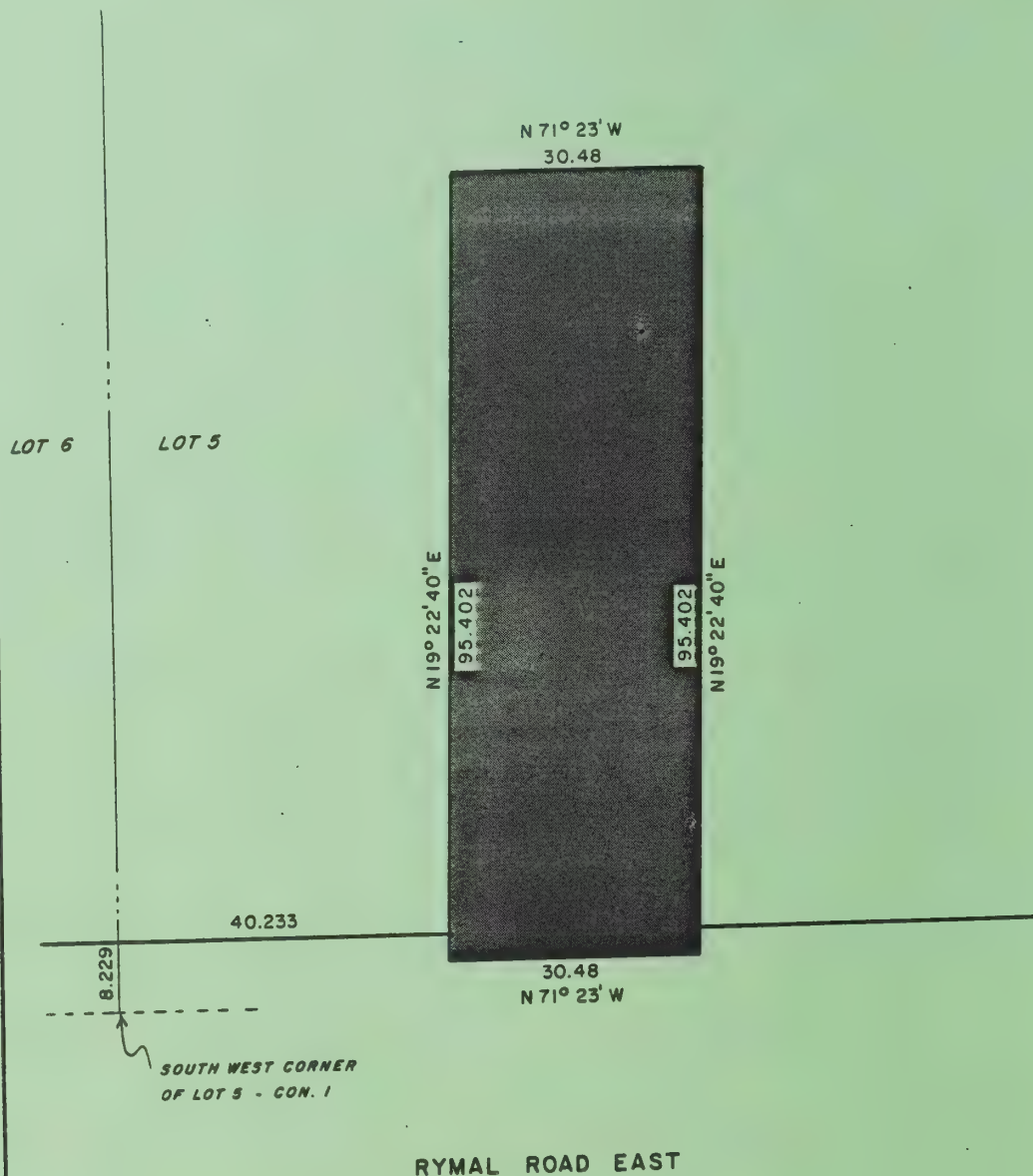
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 6 R.P.D.C. 11, February 28
Joseph Venditti,, Prospective Owner
Amended ZA-88-96



NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-_____
PASSED THE _____ DAY OF _____

Clerk

Mayor

CITY OF HAMILTON

SCHEDULE "A"


MAP FORMING PART OF

BY-LAW NO. 89-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "L-c" (PLAN-
NED DEVELOPMENT - COMMERCIAL)
DISTRICT TO "HH" (RESTRICTED COM-
MUNITY SHOPPING AND COMMERCIAL)
DISTRICT.

North



Scale

NOT TO SCALE

Date

FEB. 27, 1989

Reference File No.

ZA 88-96

Drawn By

Z.K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 19 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-9D and E-9E of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) District modified to "HH" (Restricted Community Shopping and Commercial) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) District provisions applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) a landscaped planting strip not less than 3.0 m in width shall be provided and maintained along and within the entire southerly lot line;
- (b) no access driveway to and from Rymal Road East shall be provided on the land.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1109.

5. Sheets No. E-9D and E-9E of the District Maps are amended by marking the lands referred to in section 1 of this by-law, S-1109.

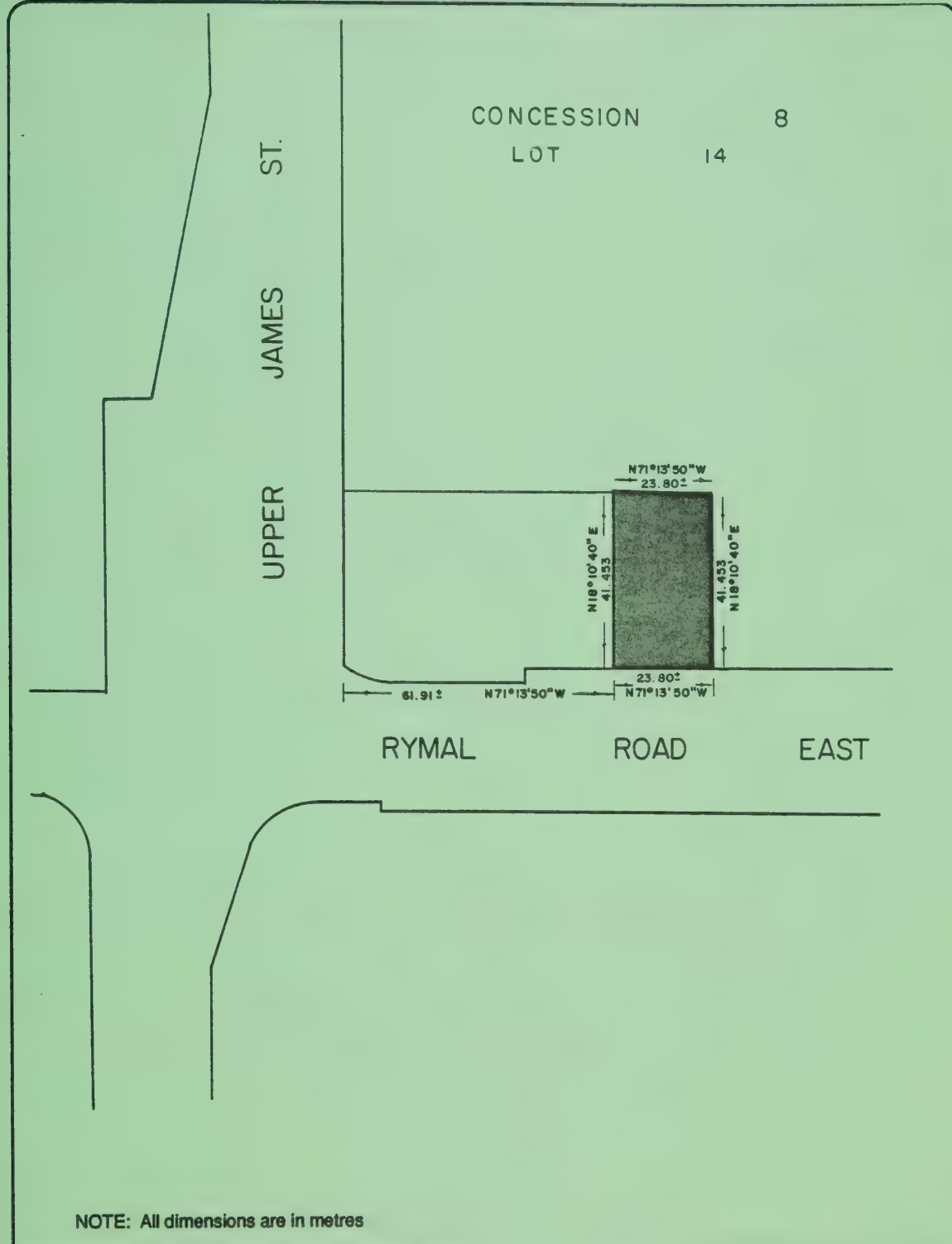
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 4 R.P.D.C. 6, January 31
Ronald James Creighton, Owner
ZA-88-32



This is Schedule "A" to By-Law No. 89-.....
Passed the day of, 1989.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 89-.....

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change in zoning from:



"AA"(Agricultural) District, Modified to "HH"
(Restricted Community Shopping and Com-
mercial)District, Modified.

North



Scale
NOT TO SCALE

Date
JAN., 1989

Reference File No.
ZA 89-32

Drawn By
R.J.M.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 101 FOLKESTONE AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the following special requirements that,

(a) notwithstanding Sections 2(2)H.(iii)(f) and (h) of By-law No. 6593, the following incidental and secondary use shall be permitted as a home occupation:

1. hairdressing,

provided that,

(i) said use is carried on by not more than one hairdresser having a principal place of residence on the premises; and

(ii) said use consists of not more than one comb-out centre and not more than one styling sink.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1111.

4. Sheet No. E-38A of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1111.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

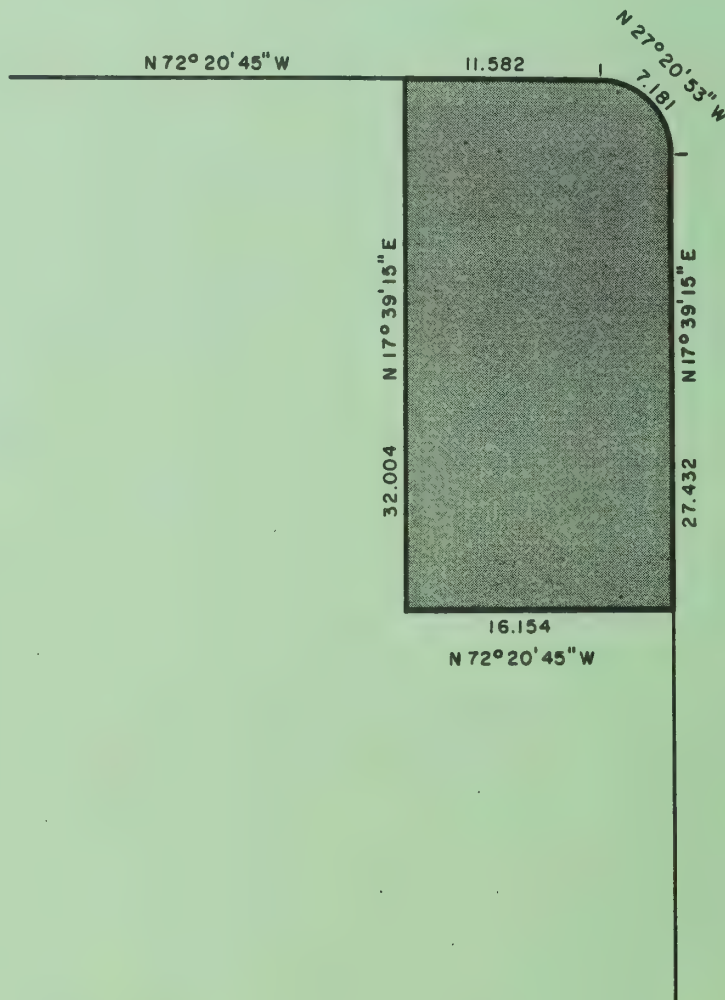
PASSED this day of A.D. 1989.

City Clerk

Mayor

(1989) 4 R.P.D.C. 8, January 31
Doug and Cathy Earle, Owners
ZA-88-93

FOLKSTONE AVENUE



LING STREET

NOTE: ALL DIMENSIONS
ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO. 89-
PASSED THE _____ DAY OF _____

Clerk

Mayor


CITY OF HAMILTON

SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO. 89-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS TO BE REGULATED
BY BY-LAW NO. 89 -

North



Scale
NOT TO SCALE

Date
JAN. 19, 1989

Reference File No.
ZA 88-93

Drawn By
Z. K.

The Corporation of the City of Hamilton

BY-LAW NO. 89-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT PART OF MUNICIPAL NOS. 318 LOCHEED DRIVE
AND 742 UPPER KENILWORTH AVENUE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E59A of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two-Family Dwellings, Townhouses, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act, 1983.

PASSED this

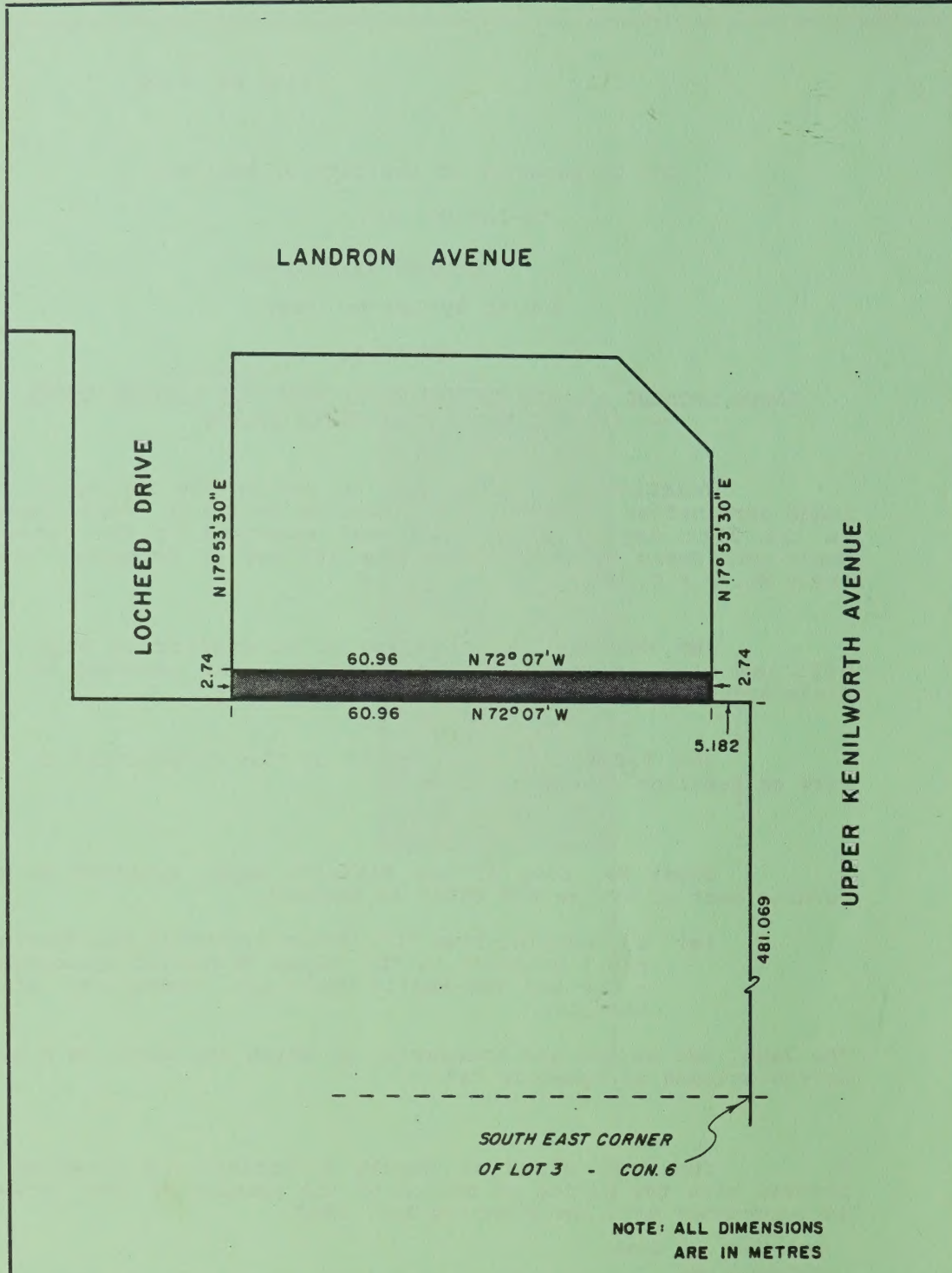
day of

A.D. 1989.

City Clerk

Mayor

(1989) 6 R.P.D.C. 10, February 28
S. Wise Construction Limited, Owner
ZA-87-92




THIS IS SCHEDULE "A" TO BY-LAW NO. 89- _____
 PASSED THE _____ DAY OF _____


 Clerk

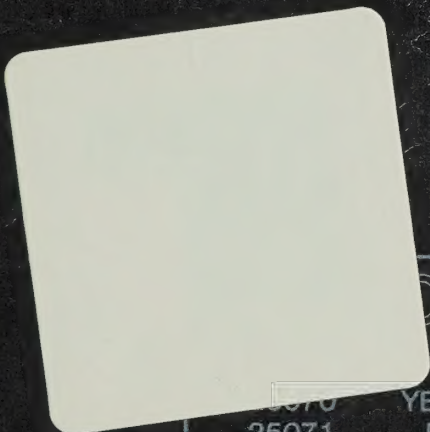
 Mayor

CITY OF HAMILTON
 SCHEDULE "A"
 MAP FORMING PART OF
 BY-LAW NO. 89-
 TO AMEND BY-LAW NO. 6593
 Regional Municipality of Hamilton-Wentworth
 Planning and Development Department

Legend

 CHANGE IN ZONING FROM "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT TO "D" (URBAN PROTECTED RESIDENTIAL - ONE AND TWO FAMILY DWELLINGS, TOWNHOUSES, ETC.) DISTRICT.

North 	Scale NOT TO SCALE	Reference File No. ZA 87-92
	Date FEB. 24, 1989	Drawn By Z. K.



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25070	YELLOW/JAUNE	BY2507
25071	BLACK/NOIR	BG2507
25072	BLUE/BLEU	BU2507
25073	R. BLUE/BLEU R.	BB2507
25074	GREY/GRIS	BD2507
25075	GREEN/VERT	BP2507
25077	TANGERINE	BA2507
25078	RED/ROUGE	BF2507
25079	X. RED/ROUGE X.	BX2507

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